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HOUSE JOURNAL

OF THE

Twenty-second Legislative Assembly

OF THE

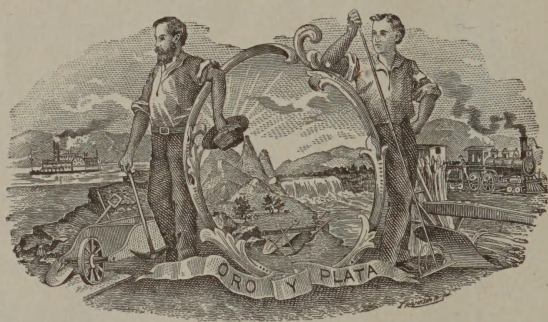
STATE OF MONTANA

Held at Helena, the seat of Government of Said State
commencing January 5th, 1931 and
ending March 5th, 1931

PUBLISHED BY AUTHORITY

INDEPENDENT PUBLISHING CO.
HELENA, MONTANA





OFFICERS AND MEMBERS

OF THE

22nd Legislative Assembly of the State of Montana

Governor, J. E. ERICKSON

Lieutenant Governor and President of the Senate, F. A. HAZELBAKER
Speaker of the House, W. R. FLACHSENHAR

STATE SENATORS

NAME	Residence	County	Politics
Angvick, Lars	Reserve	Sheridan	Republican
*Baker, Dr. Arthur A.	Glendive	Dawson	Republican
Burr, Geo. A.	Winnett	Petroleum	Democrat
Campbell, John L.	Missoula	Missoula	Republican
*Church, W. R.	Helena	Lewis & Clark	Democrat
Cooper, Geo. R.	DeBorgia	Mineral	Republican
Corwin, John W.	Park City	Stillwater	Republican
*Cowan, Wm. T.	Box Elder	Hill	Republican
*Crawford, James	Circle	McCone	Republican
*Delaney, F. W.	Terry	Prairie	Democrat
Donovan, Louis P.	Shelby	Toole	Democrat
Duncan, M. M.	Virginia City	Madison	Democrat
Eaton, Ernest T.	Polytechnic	Yellowstone	Republican
Fenton, E. E.	Forsyth	Rosebud	Republican
Galt, E. F.	Geyser	Judith Basin	Republican
Garber, John D.	Plains	Sanders	Democrat
*Gilboe, Christian F.	Valier	Pondera	Republican
*Gustafson, Geo. W.	Chinook	Blaine	Republican
*Hagerty, Dan F.	Browning	Glacier	Democrat
*Harris, Orville	White Sul. Sprgs.	Meagher	Republican
*Higbie, D. V.	Big Timber	Sweet Grass	Republican
Himsl, V. S.	Plevna	Fallon	Republican
*Holt, S. A.	Broadus	Powder River	Republican
*Holton, Albert	Cohagen	Garfield	Republican
Husband, W. C.	Harlowton	Wheatland	Republican
Jergensen, Jas. A.	Whitehall	Jefferson	Republican
Kane, Thomas	Corvallis	Ravalli	Republican
Kaulbach, Dr. J.	Fort Benton	Chouteau	Republican
*Keeley, W. E.	Deer Lodge	Powell	Republican
Kemmis, Walter D.	Sidney	Richland	Republican
Larson, T. O.	Choteau	Teton	Republican
*McCleary, Frank	Red Lodge	Carbon	Democrat
*McCormick, F. T.	Roundup	Musselshell	Republican
Page, John R.	Philipsburg	Granite	Democrat
*Parkin, E. J.	Bozeman	Gallatin	Republican
Pauline, Robert	Kalispell	Flathead	Republican
*Plank, Leonard	Chester	Liberty	Democrat
†Putnam, John A.	Hardin	Big Horn	Democrat
Reed, Grant	Townsend	Broadwater	Republican
Rowland, M. D.	Libby	Lincoln	Republican
Ruffcorn, Wm. M.	Glasgow	Valley	Republican
*Schnitzler, J. W.	Froid	Roosevelt	Republican
*Shelver, Harry	Livingston	Park	Republican
*Smith, Henry C.	Miles City	Custer	Republican
*Smith, Pearl I.	Dillon	Beaverhead	Republican
*Sparling, James T.	Flaxville	Daniels	Democrat
Stagg, W. L.	Wibaux	Wibaux	Republican
*Stewart, T. P.	Anaconda	Deer Lodge	Republican
†Stout, Tom	Lewistown	Fergus	Democrat
*Stoutenburg, H. W.	Hysham	Treasure	Republican
*Surrant, John	Malta	Phillips	Republican
*Thien, Henry	Ryegate	Golden Valley	Republican
*Tower, Ralph R.	Polson	Lake	Republican
Walker, Thomas J.	Butte	Silver Bow	Democrat
Wheeler, Leon L.	Ekalaka	Carter	Republican
Willis, Sidney A.	Great Falls	Cascade	Democrat

*Holdover. Elected in 1928.

†To succeed Ervin A. Richardson, deceased.

‡Rules suspended to extend floor privileges and power to act in advisory capacity on standing committees by reason of vacancy caused by death of Sam W. Teagarden, Fergus County, Democrat.

FRANK CONE, Secretary.

House of Representatives

NAME	Residence	County	Politics
Adair, H. R.	Helena	Lewis & Clark	Democrat
Arnold, John	Blrney	Rosebud	Democrat
Arnold, Steve C.	Broadview	Stillwater	Republican
Bechtel, Carson	Livingston	Park	Republican
Benjamin, Harry E.	Shelby	Toole	Democrat
Blewett, Alex	Butte	Silver Bow	Republican
Brown, Fred M.	Bozeman	Gallatin	Republican
Brown, W. A.	Great Falls	Cascade	Democrat
Buck, Harry H.	Kalispell	Flathead	Republican
Budas, Albert	Roberts	Carbon	Republican
Burke, Ed.	Anaconda	Deer Lodge	Democrat
Burrell, C. E.	Ismay	Fallon	Republican
Casey, Horace	Butte	Silver Bow	Democrat
Chapman, D. W.	Peerless	Daniels	Democrat
Coffee, Oakley E.	Missoula	Missoula	Democrat
Cole, Dean J.	Billings	Yellowstone	Republican
Cooney, Byron E.	Butte	Silver Bow	Democrat
Cranson, R. F.	Winfred	Fergus	Democrat
Curran, Lucy A.	Poplar	Roosevelt	Republican
Darlington, G. W.	Bozeman	Gallatin	Republican
Dellwo, Dennis A.	Charlo	Lake	Democrat
Doran, Tod	Butte	Silver Bow	Democrat
Dougherty, Ralph	Grantsdale	Ravalli	Republican
Dunn, Robt. J.	Bozeman	Gallatin	Republican
Ekegren, E. P.	Harlem	Blaine	Republican
Erickson, L. N.	Lavina	Golden Valley	Republican
Fairgrieve, Alex	Washoe	Carbon	Republican
Finlen, J. T., Jr.	Butte	Silver Bow	Democrat
Flachsenhar, W. R.	Terry	Prairie	Republican
Freed, Elden	Winnett	Petroleum	Democrat
Goodwin, Phil C.	Butte	Silver Bow	Democrat
Gordon, Geo. D.	Fort Benton	Chouteau	Democrat
Grabow, Edw. E.	Livingston	Park	Democrat
Graff, Geo. W.	Billings	Yellowstone	Republican
Green, Henry R.	Lindsay	Dawson	Republican
Hagestad, Ray M.	Wolf Point	McCone	Republican
Haight, Herbert H.	Suffolk	Fergus	Democrat
Hamilton, Leverne	Musselshell	Musselshell	Democrat
Hamilton, Mrs. W. W.	Dodson	Phillips	Democrat
Hanson, L. C.	Hinsdale	Valley	Republican
Haverfield, Dr. L. E.	Hardin	Big Horn	Republican
Henderson, M. R.	Hall	Granite	Republican
Hodgskiss, J. E.	Choteau	Teton	Republican
Jarrett, R. S.	Big Timber	Sweet Grass	Republican
Knight, Frank	Great Falls	Cascade	Republican
Kruse, Albert H.	Brusett	Garfield	Republican
Leavitt, W. B.	Miles City	Custer	Republican
Lewis, David J.	Sioux Pass	Richland	Republican
Lillis, B. C.	Billings	Yellowstone	Republican
Logan, E. U.	Billings	Yellowstone	Republican
Manning, Seth	Wibaux	Wibaux	Republican
Martin, Geo. S.	Glacier Park	Glacier	Democrat
Mason, George P.	Helena	Lewis & Clark	Democrat
McCormack, W. S.	Kalispell	Flathead	Republican
McDermott, Peter	Butte	Silver Bow	Democrat
McFarland, Gib	Twodot	Wheatland	Democrat
Merriman, S. C.	Red Lodge	Carbon	Republican
Metlen, Joe	Armstead	Beaverhead	Democrat
Meyer, Harry	Butte	Silver Bow	Democrat
Miller, Timothy	Libby	Lincoln	Democrat
Minnick, Dr. R. P.	Saco	Phillips	Democrat
Morris, John J.	Anaconda	Deer Lodge	Democrat
Moss, G. M.	Whitefish	Flathead	Republican
Murphy, C. F.	Anaconda	Deer Lodge	Democrat
Nelstead, T. E.	Ekalaka	Carter	Republican
Nyquist, David N.	Ophelm	Valley	Republican
O'Connell, Jerry J.	Butte	Silver Bow	Democrat
O'Day, R. S.	Great Falls	Cascade	Democrat
Pappin, Floyd	Great Falls	Cascade	Republican
Parker, Neil C.	Creston	Flathead	Republican
Pauly, Sylvan J.	Deer Lodge	Powell	Republican
Porter, A. T.	Stevensville	Ravalli	Democrat
Quamme, T. N.	Brady	Pondera	Republican
Replogle, Bert	Lewistown	Fergus	Democrat
Rigg, Peter M.	Hingham	Hill	Republican
Roll, Fritz	Great Falls	Cascade	Republican
Rolph, H. D.	Joplin	Liberty	Democrat
Ross, Thomas A.	Chinook	Blaine	Republican

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HOUSE OF REPRESENTATIVES—(Continued)

NAME	Residence	County	Politics
Ryder, Arthur.....	Froid.....	Roosevelt.....	Republican -
Salyerds, David C.....	Lewistown.....	Fergus.....	Republican -
Sample, Harry A.....	Glendive.....	Dawson.....	Republican -
Schilling, Fred.....	Missoula.....	Missoula.....	Republican -
Shannon, Ray N.....	Perma.....	Sanders.....	Democrat
Sheffer, J. C.....	Sanders.....	Treasure.....	Republican -
* Southmayd, Dr. LeRoy.....	Great Falls.....	Cascade.....	Democrat
Spangler, R. W.....	Superior.....	Mineral.....	Democrat
Stewart, S. V.....	Helena.....	Lewis & Clark.....	Democrat
Sullivan, Henry.....	Butte.....	Silver Bow.....	Democrat
Swope, Harry A.....	Townsend.....	Broadwater.....	Republican -
Tinsley, Basil.....	Pony.....	Madison.....	Democrat
Troy, T. J.....	Havre.....	Hill.....	Republican -
Ueland, Andrew.....	Outlook.....	Sheridan.....	Republican -
Ueland, R. R.....	Antelope.....	Sheridan.....	Republican -
Vollmer, Joseph.....	East Helena.....	Jefferson.....	Democrat
Waite, W. T.....	Broadus.....	Powder River.....	Republican -
Waring, C. L.....	Acton.....	Yellowstone.....	Republican -
Watson, Arthur H.....	White Sul. Sprgs.....	Meagher.....	Republican -
Watson, Fred.....	Missoula.....	Missoula.....	Republican -
Willard, Dr. Asa.....	Missoula.....	Missoula.....	Republican -
Wilson, J. Harry.....	Coffee Creek.....	Judith Basin.....	Republican -
Woodcock, John W.....	Fort Benton.....	Chouteau.....	Democrat

*Vacancy by death of Chas. M. Simpson, Volberg, Custer Co., Republican.

H. J. FAUST, Chief Clerk.

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45	A Bill for an Act entitled: "An Act to amend Section 11907 of the Revised Codes of the State of Montana, of 1921, relating to pleas and the different kinds of pleas in criminal actions, and also to amend Section 11908 of the Revised Codes of the State of Montana, of 1921, relating to the pleas in criminal actions and how they are put in and their form."	17, 38, 136, 153, 176, 184, 190, 216, 681, 699.
46	A Bill for an Act entitled: "An Act to amend Section 12020 of the Revised Codes of the State of Montana, of 1921, relating to general verdicts in criminal causes and being part of Chapter 27 of Part II of the Penal Code of the State of Montana relating to verdicts."	17, 38, 136, 153, 176, 184, 190, 216, 681, 699.
47	A Bill for an Act entitled: "An Act relating to drunkenness as being no excuse for crime and how insanity as a defense must be proven, and amending Section 10728 of the Revised Codes of the State of Montana of 1921, being a part of	

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	Chapter One of the Penal Code of the State of Montana of 1921, entitled 'Definitions and Preliminary Provisions,' as the same was amended by Chapter 87 of the Laws of the Nineteenth Legislative Assembly of 1925, passed and approved March 10, 1925, and by adding to said section a subdivision or subsection to be known as No. 2, and which relates to how insanity as a defense shall be proven."	17, 38, 136, 153, 176, 184, 190, 216, 681, 699.
48	A Bill for an Act entitled: "An Act to amend Section 3079 of the Revised Codes of Montana of 1921, as amended by Chapter 116 of the Session Laws of the Twenty-first Legislative Assembly of 1929, providing for the hours of labor on public works; public buildings and grounds, and in mills, smelters, cement plants, mines, quarries, build-ings, and hydro-electric dams."	25, 51, 60, 96, 120, 125, 134, 149, 157, 247, 248, 313, 339, 347, 369, 388, 422, 654, 662, 664.
49	A Bill for an Act entitled: "An Act to amend Section 4974 Revised Codes of Montana 1921 provid-ing for the disincorporation of a city or town and providing for the proceedings relative thereto."	25, 52, 66, 85, 94, 98, 106, 147, 156, 170, 177, 215.
50	A Bill for an Act entitled: "An Act to amend Sec-tions 3696 and 3697 of the Revised Codes of the State of Montana, 1921, as amended by Chapter 192 of the Laws of the 19th Legislative Assem-bly of the State of Montana, 1925, and again amended by Chapter 59 of the Laws of the 20th Legislative Assembly of the State of Montana, 1927, relating to open season for elk and deer."....	25, 69, 70, 99, 125, 126, 140, 141, 155, 255, 272, 292, 536, 548, 624, 639, 640, 642, 651, 695, 764.
51	A Bill for an Act entitled: "An Act to amend Sec-tion 2953 of the Revised Codes of the State of Montana, 1921, relating to record of proceedings to be kept, and testimony to be taken down—at-orneys, fees fixed."	25, 62, 263, 264.
52	A Bill for an Act entitled: "An Act appropriating money for the payment of interest on and the principal of the general fund warrant indebted-ness of the State of Montana for the period be-ginning July 1st, 1931, and ending June 30, 1933."	25, 70.
53	A Bill for an Act entitled: "An Act to authorize and provide for the consolidation and merging of	

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	the corporate existence and the government of the County of Silver Bow and all cities and towns therein into one municipal corporation and government under the corporate name 'City and County of Butte,' defining the powers thereof and providing a commission-mayor plan of government therefor."	26, 58, 59, 60, 74, 82, 84, 100, 106, 121, 140.
54	A Bill for an Act entitled: "An Act to amend Section 8273 of the Revised Codes of Montana of 1921, as amended by Chapter 39 of the Twentieth Legislative Assembly, relating to mortgages, deeds of trust or assignments for the benefit of creditors by corporations."	27, 46, 58, 66, 67, 72, 182, 195, 216, 232, 244, 266, 297, 313.
55	A Bill for an Act entitled: "An Act providing for the appointment of Special Assistant Attorneys General for the State Board of Equalization and the State Highway Commission and fixing salaries thereof."	32, 60, 132, 153, 176, 184, 194, 201, 548, 549.
56	A Bill for an Act entitled: "An Act to appropriate money from the Industrial Accident Fund of the State of Montana for the payment of the compensation claim of James H. Winchell, which claim has not been allowed by the Industrial Accident Board because it was not presented within six months from the date of the happening of the accident."	32, 99.
57	A Bill for an Act entitled: "An Act to amend Section 6744 of the Revised Codes of Montana of 1921, relating to the termination of a tenancy or other state at will."	36, 53, 66, 85, 86, 92, 106, 478, 505, 548, 558, 613.
58	A Bill for an Act entitled: "An Act to amend Section 6727 of the Revised Codes of Montana of 1921, defining or relating to freeholds, chattels real and chattel interests, and providing that chattel interests are not subject to execution."	36, 54, 66, 85, 86, 92, 106, 478, 505, 548, 558, 613.
59	A Bill for an Act entitled: "An Act to amend Section 6723 of the Revised Codes of Montana, 1921, relating to the enumeration of estates in real property."	36, 54, 66, 85, 86, 93, 107, 478, 505, 548, 558, 613.

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60	A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Catherine Crossland Smith as compensation for expenses incurred by her husband, the late Robert B. Smith, while in the performance of his duties as Governor of the State of Montana.".....	40, 58, 66, 85, 94, 98, 107, 182, 195, 233, 249, 300.
61	A Bill for an Act entitled: "An Act appropriating money for the payment of claim of Andy Briscoe as compensation or as a pension, due to injuries received while on duty in the service of the State of Montana as a private in the Service Company, 163rd Infantry, Montana National Guard.".....	40, 75, 99, 125, 132, 140, 155, 182, 196, 219, 232, 237, 305, 334, 349, 356, 396, 436, 461, 476, 500, 557.
62	A Bill for an Act entitled: "An Act to amend Sections 4227, 4233, 4235, 4236, 4237, 4238, 4239, 4240, 4243, 4244, 4247, 4254, 4261, and 4263 of Chapter 275, Revised Codes of Montana of 1921, relating to standard weights and measures and State Sealer of Weights and Measures and to the powers and duties of the State Sealer of Weights and Measures and providing penalties for the violation of this Act.".....	40, 59, 66, 93, 105, 115, 146, 182, 196, 216, 328, 341.
63	A Bill for an Act entitled: "An Act to amend Sections 6186 and 6199 of the Revised Codes of Montana 1921 relating to mutual rural insurance companies.".....	40, 69.
Sub. 63	A Bill for an Act entitled: "An Act to amend Sections 6186 and 6199 of the Revised Codes of Montana, 1921, relating to mutual rural insurance companies.".....	69, 93, 103, 108, 118, 146, 272, 292, 478, 505, 548, 576, 619, 626, 637.
64	A Bill for an Act entitled: "An Act requiring all insurance companies doing business in this state other than those using New York Standard Form Policies to file with the Commissioner of Insurance for approval or disapproval the form of the proposed policy.".....	40, 69.
Sub. 64	A Bill for an Act entitled: "An Act requiring life and accident insurance companies to file copies of policy contracts with the Commissioner of Insurance.".....	69, 93, 103, 108, 118, 273, 478, 505, 535, 622, 630, 631, 634, 648, 657, 691.

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65	A Bill for an Act entitled: "An Act to amend Section 1, Chapter 1, Session Laws of 1927 providing for a monthly maintenance allowance for persons receiving vocational rehabilitation and training under the provisions of Section 3044 to 3051 Revised Codes of Montana of 1921 and defining the terms and conditions of such allowance.".....	40, 111, 132, 149, 153, 164, 179, 435, 438.
66	A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 120 of the Acts of the Eighteenth Legislative Assembly of the State of Montana relating to agreements for the support of prisoners of the United States confined in the county jails and for the use of said jails for that purpose; prescribing the terms and conditions of said agreements and the amounts to be paid by the United States for the support of said prisoners, the use of the county jails and for defraying in part the expenses incident to lighting, heating, the upkeeping and caring for said jails.".....	40, 83, 99, 115, 125, 128, 140, 146, 148, 149, 187, 200, 208, 233, 426, 436, 459, 480, 483, 500, 558.
67	A Bill for an Act entitled: "An Act prescribing the oath or affirmation to be taken and subscribed to by teachers, instructors, and professors in public schools, normal schools, colleges and universities of this state."	41, 46, 132, 153, 176, 184, 194, 201, 341, 369, 404, 457.
68	A Bill for an Act entitled: "An Act to amend Chapter 91 of the Session Laws of the 18th Legislative Assembly; said Act being an Act to establish a game preserve in a portion of Mineral county for the protection of game animals, to be known as the Little Saint Joe Game Preserve and providing penalties for violations of such Act but excluding therefrom certain privately owned lands.".....	41, 62, 63, 66, 93, 105, 116, 146, 152, 196, 216, 233, 244, 266, 292, 301, 308, 326.
69	A Bill for an Act entitled: "An Act relating to paying transportation, board, rent or tuition of pupils from the school funds of the district, providing for appeal to the Board of County Commissioners and for contributing to the support of other schools in certain cases and repealing Section 1010 of the Revised Codes of Montana of 1921, as amended by Chapter 102 Session Laws of 1929."	41, 83.

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70	A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 2 of Article IX of the Constitution of Montana relating to the rights of suffrage."	41, 532.
71	A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 45 of Article 5 of the Constitution of the State of Montana relating to the filling of vacancies occurring in either House of the Legislative Assembly."	41, 473, 514, 541, 550, 551, 575, 576, 590, 597, 600, 622, 641, 651, 652, 657, 668, 678, 751, 753, 761, 763.
72	A Bill for an Act entitled: "An Act to amend Section 453 of the Revised Codes of Montana, of 1921, relating to office hours."	41, 46, 58, 66, 67, 73, 147, 156, 171, 179, 205, 252.
73	A Bill for an Act entitled: "An Act to provide for the appointment of a Taxation and Consolidation Commission of the State of Montana; defining its powers and duties and making an appropriation therefor."	49, 112, 246, 267, 276, 297, 314, 331, 356, 396, 436, 460, 714, 720, 739, 742, 743, 746, 761, 763.
74	A Bill for an Act entitled: "An Act to amend Sections 367 and 368 of the Revised Codes of Montana of 1921, relating to the duties and salary and expenses of the marshal of the supreme court."	49, 53, 66, 93, 105, 116, 146, 255, 271, 272.
75	A Bill for an Act entitled: "An Act to provide for the codification of the Revised Codes of Montana of 1933; authorizing the appointment of a Code Commissioner, specifying his powers and duties, fixing his compensation and making a supplemental appropriation of money for said purpose." ..	49, 53, 120.
76	A Bill for an Act entitled: "An Act to amend Section 8960 of the Revised Codes of Montana, 1921, relating to the transfer of moneys from the attorneys' license tax fund to the law library fund and specifying the purposes for which the same may be expended, and providing for the disbursement thereof."	50, 54, 66, 93, 105, 116, 146, 196, 216, 233, 249, 300.
77	A Bill for an Act entitled: "An Act requiring all contracts hereafter let by the State Highway Com-	

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	mission for the construction, reconstruction, repair or maintenance of highways to contain provisions requiring preference at reasonable wages to be given to bona fide citizens of Montana in the employment and use of labor done under said contracts; defining labor and bona fide citizens and prohibiting the letting of any further such contracts to any contractor after said provision has been violated by any contractor to whom such a contract has been let or by any sub-contractor doing work covered by the contract, and providing for rescission of said contract upon payment of to said contractor of the contract value of work performed and material furnished.".....	50, 174, 413, 457, 471, 505, 516, 548, 662, 665.
78	A Bill for an Act entitled: "An Act relating to the term of issue, redemption, and interest of school district bonds and amending Section 4, Chapter 147, of the Laws of the Twentieth Legislative Assembly of the State of Montana.".....	50, 78, 99, 115, 125, 128, 146, 329, 341, 369, 419, 420, 444, 450, 491.
79	A Bill for an Act entitled: "An Act to amend Sections 4536 and 4537 Revised Codes of Montana 1921 providing for burial of deceased soldiers, sailors and marines, and providing for county of residence to bear expense."	50, 83, 99, 115, 132, 140, 155, 215, 216, 232, 237, 329, 341, 393, 396.
80	A Bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising for obligations incurred by the district judges' expense."	56, 75, 99, 115, 125, 128, 146, 182, 196, 233, 249, 300.
81	A Bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising from the transportation of prisoners to the Montana State Prison at Deer Lodge, Montana, and for the transportation of fugitives from justice to points within the State of Montana."	56, 76, 99, 115, 125, 129, 182, 196, 233, 249, 300.
82	A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Section 1 of Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Section 2169 of the Revised Codes of Montana of 1921 as amended by Section 2 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to the collection	

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	of taxes, time and method of collecting the same, delinquent taxes, and providing penalties for the delinquency thereof."	56, 185, 202, 211, 225, 228, 253, 329, 341, 438, 461, 640, 651, 653, 657, 675, 681, 692.
83	A Bill for an Act entitled: "An Act to amend Section 17 of Chapter 104 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to practicing and teaching cosmetology, by providing that all fines resulting from the operation of said Act shall be paid into the treasuries of the several counties for the benefit of the common school fund."	56, 70, 93, 103, 108, 118, 146, 182, 196, 273, 290, 307, 324, 382.
84	A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 104 of the Session Laws of the Twenty-first Legislative Assembly, 1929, by striking therefrom a part relating to requirements to practice or teach cosmetology."	56, 84, 99, 115, 125, 129, 182, 196, 273, 290, 307, 319, 382.
85	A Bill for an Act entitled: "An Act amending Chapter 27, Part III of the Civil Code of Montana by adding thereto a section, making it a misdemeanor for any person to induce or attempt to induce a member or stockholder of a cooperative marketing association to break his marketing contract with such association or to maliciously and knowingly make false statements about the finances, management or activity of such association, and prescribing a penalty therefor, including civil liability for such offense."	56, 96, 120.
Sub. 85	A Bill for an Act entitled: "An Act prohibiting the willful and malicious making of false statements relative to co-operative marketing associations for the purpose of inducing members or stockholders to break marketing contracts or the making of willful and malicious statements for the purpose of injuring such co-operative marketing associations and providing for the punishment of violations of this Act, and also for civil liability arising from violations thereof."	142, 149, 153, 165, 179, 196, 215, 217.
86	A Bill for an Act entitled: "An Act to amend Sections 2816, 2841, 2843, and 2911 of the Revised Codes of Montana of 1921, and to amend Section 2898 of the Revised Codes of Montana of 1921, as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925;	

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	and to amend Section 2981 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929; and to repeal Sections 2978, 2979, 2980, 2982, 2983, 2984, 2985, 2986, 2987, 2988, and 2989 of the Revised Codes of Montana of 1921; all relating to workmen's compensation; and to repeal all Acts and parts of Acts in conflict herewith, with certain reservations.".....	57, 242, 267, 276, 292, 333, 349, 357.
87	A Bill for an Act entitled: "An Act to amend Section 2950 of the Revised Codes of Montana, 1921, relating to the power of the board to award compensation and time and manner of payment and to fix the extent of disability.".....	57, 263.
88	A Bill for an Act entitled: "An Act appropriating money for the payment of certain obligations incurred on behalf of the State Forest Department on account of fire suppression during the years 1929 and 1930, under cooperative agreements with the United States Forest Service.".....	56, 76, 99, 115, 125, 129, 170, 172, 212, 213.
Sub. 88	A Bill for an Act entitled: "An Act appropriating money for the payment of certain obligations incurred on behalf of the Blackfoot Forest Protective Association, Bonner, Montana, on account of fire suppression during the years 1929 and 1930."..	213, 248, 257, 276, 277, 308, 396, 423, 435, 448, 491.
89	A Bill for an Act entitled: "An Act to appropriate money for the payment of claims of Dale Robinson, for damages to an automobile stolen by two inmates of the State School for the Deaf, Blind and Feeble-minded, who were state charges.".....	56, 99, 120, 126, 127, 132, 141, 155, 179, 182.
90	A Bill for an Act entitled: "An Act to amend Sections 2382 and 2383 of the Revised Codes of Montana of 1921, as amended by Chapter 150 of the Laws of 1923 and by Chapter 186 of the Laws of 1925 and by Initiative Measure No. 31, Laws of 1927; and also to amend Sections 2 and 3, Chapter 19, of the Laws of 1927; being Sections 2396.2 and 2396.3, respectively, of the supplement to the Revised Codes of Montana 1923-1927, as amended by Chapter 92 of the Laws of 1929, requiring all persons, co-partnerships, firms, associations, joint stock companies, syndicates and corporations engaged in, or carrying on, the business in this state of selling, handling, or using gasoline, to pay to the State Board of Equalization certain license taxes for engaging in, and carrying on such business in this state; fixing	

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	the amount of such license taxes and providing a method for the assessment and collection thereof."	57, 58, 66, 93, 94, 105, 117, 125, 146, 215, 216, 217, 231, 252.
91	A Bill for an Act entitled: "An Act amending Section 5275 of the Revised Codes of Montana of 1921 relating to street sprinkling in the cities and towns of Montana and the payment therefor."	57, 74, 93, 115, 130, 182, 196, 216, 223.
92	A Bill for an Act entitled: "An Act to amend Section 3566 of the Revised Codes of Montana of 1921, relating to the promotion and regulation of apiculture in the State of Montana."	58, 70.
93	A Bill for an Act entitled: "An Act to amend Section 105 of Chapter 60 of the Session Laws of 1927, relating to preservation and record of securities by the State Treasurer."	60, 113, 125, 139, 144, 151, 372, 393, 435, 448, 491.
94	A Bill for an Act entitled: "An Act to appropriate money for the payment of claim due Horace S. Davis of Billings, Montana, for services rendered the High School Commission in connection with the codification of the High School Laws of the state."	65, 280.
95	A Bill for an Act entitled: "An Act to appropriate money for the payment of certain claims arising from the operation of certain state departments since July 1, 1927."	65, 351, 427, 443, 444, 447, 448, 502, 699, 713, 714, 730, 731, 745.
96	A Bill for an Act entitled: "An Act to fix the standard grades of apples, defining same; the standard size of apple box; regulating the sale of apples; providing for marking of containers, and providing penalties for violation thereof, and repealing Chapter 276 of the Revised Codes of Montana 1921 as amended by Chapter 118 of the Session Laws of 1923 and Chapter 81 of the Session Laws of 1925."	65, 112, 125, 139, 149, 159, 169, 175, 477, 505, 535, 622, 623, 630, 631, 651, 695, 696, 709, 731.
97	A Bill for an Act entitled: "An Act to regulate the sale of, and to fix standard grades of farm products, to provide for inspection, branding and	

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	labeling thereof; defining certain terms; confer- ring certain powers upon the Commissioner of Agriculture, and fixing penalties for the viola- tion thereof, and declaring an emergency.".....	65, 112, 125, 139, 149, 159, 169, 175, 623, 627, 628.
98	A Bill for an Act entitled: "An Act defining, licensing and regulating dealers in wholesale products as herein defined; defining the words 'produce,' 'individual,' and 'commissioner'; out- lining the procedure to obtain a license; providing for the date of expiration of licenses, the amount, and the posting thereof; fixing the amount of bonds and defining the conditions thereof; provid- ing for filing of commission schedules, the keep- ing of records and the report to shippers by deal- ers; providing for appeals from actions of the Commissioner and how appeals may be taken; providing for handling money received from li- cense fees; imposing certain duties and confer- ring certain powers upon the Commissioner of Agriculture and prescribing penalties for viola- tion of this Act."	65, 113, 142, 150, 159, 163, 186.
Sub. H.B. 98	A Bill for an Act entitled: "An Act defining, li- censing and regulating dealers at wholesale as herein defined; defining the words 'produce,' 'per- son,' 'commissioner,' and 'place of business'; out- lining the procedure to obtain a license; provid- ing for the date of expiration of license, the amount, and the posting thereof; fixing the amount of bonds and defining the conditions thereof; providing for filing of commission schedules, the keeping of records and the report to shippers by dealers; providing for appeals from actions of the commissioners and how appeals may be taken; providing for handling money re- ceived from license fees; imposing certain duties and conferring certain powers upon the Commis- sioner of Agriculture and prescribing penalties for violation of this Act."	186, 222, 240, 243, 303, 334, 354, 362, 396, 623.
99	A Bill for an Act entitled: "An Act to amend Sec- tion 3 of Chapter 119 Session Laws of 1927 set- ting forth the factors to be used in determining the apportionment of the State Equalization Fund."	65, 103.
100	A Bill for an Act entitled: "An Act to amend Sec- tion 11179, Revised Codes of Montana of 1921 relating to city and town ordinances regarding gambling."	65, 78, 99, 126, 134, 149, 153, 165, 179, 341, 243.

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101	A Bill for an Act entitled: "An Act appropriating money for the restoration of Fort Owen, designating the same as a memorial and authorizing a commission to administer the appropriation therein provided."	71, 150, 241, 267, 274, 322, 334, 349, 357, 396, 435, 436, 458, 463, 719, 720, 738, 745.
102	A Bill for an Act entitled: "An Act to provide the liens for physicians, nurses, and hospitals for services rendered to the treatment of, or in connection with personal injuries of persons caused by others for which damages are recovered by the injured person by judgment or by way of settlement or compromise."	71, 186, 503.
Sub. 102	A Bill for an Act entitled: "An Act providing a lien for the value of services rendered by any physician, nurse or hospital, in the treatment or care of any person injured through the fault or neglect of another; defining the manner of perfecting such lien and providing to what it shall attach and the liability thereupon."	209, 222, 225, 244, 535, 613, 618, 634.
103	A Bill for an Act entitled: "An Act to amend Chapter 65 of the Laws of the Twenty-first Legislative Assembly relating to the abandonment of school districts."	71, 111, 188.
Sub. 103	A Bill for an Act entitled: "An Act to amend Section 970 of the Revised Codes of Montana, 1921, as amended by Chapter 65 of the Session Laws of the Twenty-first Legislative Assembly relating to the abandonment of school districts."	125, 139, 149, 159, 174, 177, 505, 535, 624, 637, 638, 640, 642, 649, 657, 691.
104	A Bill for an Act entitled: "An Act providing for recording certain water rights in the office of the Clerk of the District Court. Prescribing duties of County Clerk and Recorder to certify the transfers of water rights requiring County Surveyors to make maps of streams and rivers when required by the District Judge."	71, 186, 460.
Sub. 104	A Bill for an Act entitled: "An Act providing for recording certain water rights in the office of the Clerk of the District Court; prescribing duties of County Clerk and Recorder to certify the transfer of water rights requiring County Surveyors to make maps of streams and rivers when required by the District Judge."	209, 222, 225, 245, 460.
105	A Bill for an Act entitled: "An Act to amend Section 9485 of the Revised Codes of Montana 1921	

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	as amended by Chapter 55 Laws of the Eighteenth Legislative Assembly of the State of Montana 1923 relating to quieting title to real estate.".....	71, 231.
106	A Bill for an Act entitled: "An Act to amend Section 27, Chapter 57, Laws of the Twentieth Legislative Assembly, providing that certain fees collected in pursuance with this Act shall be placed to the credit of the General Fund of the State of Montana, and providing for the transfer of all money in the State Examiner's Fund to the General Fund."	74, 76, 99, 126, 127, 131, 182, 196, 233, 249, 300.
107	A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance, and other purposes, as designated herein, for certain state departments, boards, bureaus and commissions for the period beginning July 1, 1931, and ending June 30, 1933."	74, 120, 142, 150, 163, 166, 179, 680, 684, 685, 693, 700, 701, 702, 704, 726, 764.
108	A Bill for an Act entitled: "An Act to amend Section 4774 of the Revised Codes of Montana as amended by Chapter 157 of the Laws of the Nineteenth Legislative Assembly of the State of Montana relating to the duties of sheriff."	80, 99, 125, 139, 144, 151, 307, 310.
109	A Bill for an Act entitled: "An Act to amend Section 4916 of the Revised Codes of Montana of 1921 as amended by Chapter 111 of the Laws of the Twentieth Legislative Assembly and by Chapter 89 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, relating to the fees, mileage and expenses of sheriffs."	81, 138, 153, 176, 194, 201, 307, 310.
110	A Bill for an Act entitled: "An Act to amend Section 2914 of the Revised Codes of Montana of 1921, as amended by Section 2, Chapter 177 of the Laws of the Twenty-first Legislative Assembly, relating to partial disability permanent in character and the compensation therefor under the Workmen's Compensation Act."	81, 263.
111	A Bill for an Act entitled: "An Act requiring that any board, council, commission, trustees or body acting for the state or any county or municipality or any public body, who shall contract with any person or corporation to do any work for the state, county, municipality or other public body, to require a good and sufficient bond therefor, and providing the terms, conditions and provi-	

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	sions of said bond, and prescribing the liability of the state or any county or municipality or public body for failure to take such bond and repealing all Acts or parts of Acts in conflict herewith."	81, 95, 120, 126, 203, 211, 225, 228, 253, 291, 327, 341, 353, 387, 416, 457.
112	A Bill for an Act entitled: "An Act to amend Section 5148 of the Revised Codes of Montana, 1921, relating to fire protection and establishment of fire districts."	81, 95, 120, 134, 149, 150, 163, 166, 179, 255, 272, 289, 297, 304, 319, 383.
113	A Bill for an Act entitled: "An Act providing for the registration of professional engineers, creating a Board of Engineering Examiners and defining their duties, fixing the fees for registration fund and fixing the penalties for violations." ..	81, 145.
114	A Bill for an Act entitled: "An Act to amend Sections 715, 716 and 720 Revised Codes 1921 and Section 717 as amended by Chapter 151 Session Laws 1923, relating to voting by absent voters and to extend the provisions thereof to persons incapacitated by age, sickness or injuries."	81, 122, 142, 150, 169, 176, 234, 252, 254.
115	A Bill for an Act entitled: "An Act to amend Sections 7136 and 7140 of the Revised Codes of Montana of 1921 as amended by Chapter 125 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to appointment of Water Commissioners, providing a hearing thereon, prescribing certain duties, and the method of establishing unadjudicated claims of water rights."	81, 185.
116	A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 1, of Article 12 of the Constitution of the State of Montana, relating to revenue and taxation; providing for the levy and collection by the state of taxes upon incomes and the distribution of said taxes to the public schools and the state government for their use and benefit."	81, 206, 421, 457, 471, 480, 495, 497, 515.
117	A Bill for an Act entitled: "An Act to amend Section 5119 of the Revised Codes of Montana, of 1921, as amended by Chapter 59 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, relating to levy of special tax for maintaining disability and pension fund	

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	of the Fire Department Relief Association of a city or town; providing for increase of such levy, and extending the provisions thereof to a municipality established under special or local law.".....	84, 184.
118	A Bill for an Act entitled: "An Act relating to the open season for the killing and taking of elk in certain portions of Teton and Lewis and Clark counties, State of Montana, providing for the powers and duties of the Montana State Fish and Game Commission relative to the provisions of this Act, and making the violation of this Act a misdemeanor and providing a penalty for such violation."	90, 287, 288.
119	A Bill for an Act entitled: "An Act to amend Section 2873 of the Revised Codes of Montana, 1921, relating to workmen's compensation and defining the words 'physician' and 'surgeon' as is used therein."	90, 264.
120	A Bill for an Act entitled: "An Act to amend Section 11 of Chapter 19 of the Laws of 1927 relating to gasoline exempted from payment of the gasoline license tax."	90, 225, 248, 257, 265, 276, 297, 305, 310, 320, 330.
121	A Bill for an Act entitled: "An Act to amend Section 6893 of the Revised Codes of Montana of 1921, relating to the recording of instruments, and providing for the recording of instruments acknowledged by the vice-president or assistant secretary of corporations."	97, 145, 153, 176, 184, 191, 273, 292, 307, 324, 383.
122	A Bill for an Act entitled: "An Act to amend Section 6932 of the Revised Codes of Montana of 1921, relating to the validity of instruments affecting real property now recorded.".....	97, 145, 169, 176, 184, 191, 273, 292, 307, 319, 383.
123	A Bill for an Act entitled: "An Act providing for the taxation of agricultural products on the farm and in possession of owner or tenant producing same."	97, 179.
Sub. 123	A Bill for an Act entitled: "An Act providing for a basis of imposition of taxes on agricultural products in storage, or held on the farm, and amending all Acts and parts of Acts in conflict herewith."	179, 209, 222, 240, 243, 265, 329, 341, 370, 392, 416, 457.
124	A Bill for an Act entitled: "An Act authorizing the counties of this state to enter into contracts	

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	with incorporated cities or towns within the respective limits of said counties, to equip, maintain, improve and purchase airports and landing fields."	101, 193, 209, 222, 225, 245, 438, 461, 476, 485, 557.
125	A Bill for an Act entitled: "An Act relating to certain stocks, bonds, securities, personal property, and effects now in the hands and control of the State Treasurer, belonging to escheated estates, and providing for the disposal of same."	101, 113, 132, 150, 163, 166, 179, 536, 548, 623, 626, 637.
126	A Bill for an Act entitled: "An Act relating to a certain erroneous transfer made by the State Board of Land Commissioners and the State Board of Examiners from the escheated estates fund to the common school permanent fund, and authorizing the State Treasurer to transfer funds in accordance with the provisions of this Act."	101, 113, 125, 139, 144, 152.
127	A Bill for an Act entitled: "An Act to amend Section 1545 of the Revised Codes of Montana of 1921, providing for the monthly payment to the Montana Soldiers' Home by members and inmates receiving a pension or compensation from the United States Government, for the purpose of establishing a burial and welfare fund and providing for the disposition thereof, and for expulsion in case of non-payment."	101, 103, 125, 139, 144, 152, 153, 159, 163, 287.
128	A Bill for an Act entitled: "An Act to amend Section 5738 of the Revised Codes of 1921, relating to grounds for divorce and defining extreme cruelty to exist and be persisted in for a period of one year."	101, 178, 209, 222, 225, 245, 329, 341, 369, 404, 457.
129	A Bill for an Act entitled: "An Act to amend Section 9429 of the Revised Codes of Montana of 1921 relating to the exemption of judgment debtor, permitting plaintiff to file objections to application for exemptions, providing a hearing thereon, and decision relative thereto."	101, 178, 202, 211, 222, 240, 365, 366.
130	A Bill for an Act entitled: "An Act to amend Section 9733 of the Revised Codes of Montana of 1921, giving plaintiff the right to except to the sufficiency of the sureties of said undertaking on appeal, within five days after the filing of same, and requiring the appellant to justify within five	

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	days after the service of the exception to sureties and demand for justification."	101, 161, 191, 202, 205, 208, 233, 252, 255.
131	A Bill for an Act entitled: "An Act to amend Section 4805 of the Revised Codes of Montana of 1921, as amended by Chapter 2 of the Session Laws of the Twenty-first Legislative Assembly of 1929, relating to duties of County Clerk and Recorder on receipt of instrument to be recorded, and eliminating provision of Chapter 2 Session Laws of the Twenty-first Legislative Assembly of 1929 providing for additional information in connection therewith."	102, 139, 153, 176, 187, 226, 259, 276, 282, 283, 308, 395, 423, 435, 448, 491.
132	A Bill for an Act entitled: "An Act to provide for the validation of certain instruments affecting real property, which do not contain the post office address of the grantee, mortgagee, or assignee of the mortgagee, as the case may be, which have heretofore been recorded in the State of Montana and the record thereof and providing that duly certified copies of the record thereof may be read in evidence."	102, 122, 142, 150, 163, 167, 179, 273, 292, 396, 423, 435, 443, 444, 471, 483, 500, 558.
133	A Bill for an Act entitled: "An Act to appropriate money for the erection of a memorial commemorating the exploration of the Lewis and Clark Expedition, and authorizing the commission to administer the appropriation therein provided."	114, 170, 241, 242, 267, 276, 282, 283, 297, 327, 330, 332, 368, 426, 427, 445, 460, 719, 720.
134	A Bill for an Act entitled: "An Act to amend Sections 3, 9, 10 and 11 of Chapter 127, of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to barber apprentices, the powers and duties of the Board of Barber Examiners, regulations for schools of barbering, providing penalties for violations of this Act and the issuing of permits prior to examination with specific exemption of persons trained by the State Board of Civilian Rehabilitation."	114, 170, 191, 202, 211, 225, 229, 253, 273, 292, 307, 324, 383.
135	A Bill for an Act Entitled: "An Act to amend Section 3 of Chapter 154, Session Laws of Montana,	

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	1923, as amended by Chapter 103, Sessions Laws of Montana, 1925, and amended by Chapter 141, Session Laws of Montana, 1929, relating to the authority of the Board of Railroad Commissioners of the State of Montana to supervise transportation companies."	114, 193, 270.
136	A Bill for an Act entitled: "An Act to amend Section 3725 of the Revised Codes of Montana, as amended by Section 25 of Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the possession of game fish, game and non-game birds, game and fur-bearing animals, repealing all Acts and parts of Acts in conflict herewith."	114, 122, 142, 150, 159, 174, 177, 189, 255, 272, 310, 327, 341, 353, 354, 429, 492, 500, 558.
137	A Bill for an Act entitled: "An Act to amend Section 3718 of the Revised Codes of Montana of 1921, relating to the dumping of refuse in streams or lakes; and repealing all Acts and parts of Acts in conflict herewith."	114, 122, 127, 248, 267, 276, 283, 285, 308, 641, 653, 662, 664.
138	A Bill for an Act entitled: "An Act to amend Section 8990 of the Revised Codes of 1921, and permitting any practicing attorney and counselor-at-law in the State of Montana to see any person or persons restrained of their liberty when requested to do so by any friend of the person so restrained, and permitting said attorney at law to see and consult such person so imprisoned, alone and in private at the jail or other place of custody, and increasing the penalty for a violation of this Section to five hundred dollars."	114, 350, 416, 430, 441, 457.
139	A Bill for an Act entitled: "An Act providing that County Treasurers shall be Deputy Registrars of Motor Vehicles for the purpose of receiving, receipting for and remitting registration fees on motor vehicles."	114, 258.
140	A Bill for an Act entitled: "An Act to impose certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in through sale, barter or exchange of cigars, cheroots, stogys, cigarettes, manufactured tobacco and snuff sold and/or distributed by any person, firm, association, joint stock company, syndicate or corporation in this state, and to provide methods and penalties for its enforcement, and to appropriate the revenues derived from this tax to the general fund of the state.".....	114, 446, 500, 506, 507, 550, 571.

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Sub. 140	A Bill for an Act entitled: "An Act to impose certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in through sale, barter or exchange of cigarettes, cigarette papers or wrappers; providing methods for the enforcement of this Act: providing penalties for the violation and providing for the collection of said tax and depositing the same to the credit of the 'cigarette license tax fund' and providing for the State Treasurer to transfer the unexpended portion to the 'state institutions bond interest and sinking fund' for the payment of interest and redemption of the three million dollar bond issue authorized under Referendum Number Thirty-three of 1930."	571, 577, 605, 607.
141	A Bill for an Act entitled: "An Act amending Section 6136 of the Revised Codes of Montana 1921, relating to insurance companies, defining classes of insurance and limitations of risk, and repealing all Acts and parts of Acts in conflict herewith."	123, 155, 172, 186, 202, 211, 225, 244, 426, 436, 460, 475, 491.
142	A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Russel O. Hagen as compensation or as a pension for injuries received while on duty in the service of the State of Montana as a private in Company E, 163rd Infantry, Montana National Guard, and providing for the method of paying the same."	124, 280, 318, 334, 349, 357, 396, 537, 548, 623, 626, 637.
143	A Bill for an Act entitled: "An Act to amend Section 3703 of the Revised Codes of Montana, 1921, as amended by Chapter 59, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, relating to closed season and bag limits on migratory game birds, and authorizing the Fish and Game Commission to make such changes as shall be necessary to conform to the regulations of the United States Department of Agriculture pertaining to migratory birds named herein."	124, 288.
144	A Bill for an Act entitled: "An Act to amend Section 9256 of the Revised Codes of 1921 permitting the attachment of the interests of any person to which they are then entitled or may become entitled upon distribution in the estate of any deceased person or persons, and permitting said attachment to be made at any time after the granting of letters testamentary or letters of administration."	124, 194, 222, 240, 255, 269, 270.

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145	A Bill for an Act entitled: "An Act to amend Section 8993, providing for the settlement with a party, after an attorney has appeared, and providing for the payment of any judgment or settlement with said party by payment to said party in lawful money of the United States, payable to the party and the attorney jointly, unless waived by the attorney in writing, and providing for attorney's lien as specified in this section for the Industrial Accident Board of the State of Montana."	124, 263.
146	A Bill for an Act entitled: "An Act providing for the cancellation of certain brands when two or more brands are in such conflict as to raise the question of ownership of livestock, providing procedure therefor and further providing for elimination of conflicting brands at the time of re-recording and repealing all Acts or parts of Acts in conflict herewith."	124, 270.
147	A Bill for an Act entitled: "An Act providing for a budget system for making and controlling estimates, budget expenditures and tax levies by school districts; creating a Board of School Budget Supervisors in each county and prescribing the powers and the duties of such boards; prescribing the duties of school trustees, school clerks and county officers in connection with school budgets, and providing penalties for violations of the provisions of this Act."	124, 204, 428, 485, 506, 540, 550, 551, 577, 589, 622, 720, 721, 739, 743, 747, 764.
148	A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaging in or carrying on the business of distributing to the public within this state natural gas, not produced within this state, or engaged in the business of owning, controlling, managing, leasing, or operating within this state any system or plant for the distribution of natural gas, not produced within this state, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana: fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act."	125, 325, 385, 426, 427, 430.
149	A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaged in carrying on within this state the busi-	

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	ness of owning, controlling, managing, leasing or operating any well or wells from which natural gas is produced, or the business of owning, controlling, managing, leasing, or operating a pipe line or pipe lines for the transportation or carriage of natural gas, whether for public hire or not, or the business of obtaining, acquiring, purchasing or controlling the acquisition or purchase of natural gas for the purpose of selling, furnishing or delivery of said natural gas to any other person or persons, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana: fixing the amount of such license fees: prescribing a method for the assessment and collection thereof: and prescribing penalties for violations of the provisions of this Act."	125, 325, 385, 426, 427, 430.
150	A Bill for an Act entitled: "An Act to amend Sections 4, 9, 22, 30 and 46 of Chapter 93 of the Session Laws of the Twenty-first Legislative Assembly of Montana of 1929, and to add to said Act thirteen new sections, numbered 25A, 26A, 26B, 33A, 33B, 59, 60, 61, 62, 63, 64, 65, and 66, said amendments and new sections relating to the following subjects: The regulation of the business, sanitary inspection and operation of creameries, butter and cheese factories, milk and cream receiving stations and ice cream factories: The definition of terms, including the defining of butter, cheese and ice cream of different varieties, the definition of creameries, cheese factories, ice cream factories and milk and cream buying and collecting stations: regulating the collection and handling of milk and cream and the operation of milk and cream routes: regulating the operation of milk and cream stations: defining the duties of railroads and other carriers, their employees and agents in respect to the rendering of assistance to the dairy department of the state: regulating the issuance of checks in payment for milk or cream: establishing standard butter and cheese measure and regulating butter and cheese containers: prohibiting the use of certain substitutes for dairy products in state institutions: providing for the condemnation of unfit dairy products: requiring the pasteurization of materials used in the manufacture of ice cream and the posting of certain notices in places where ice cream is sold: establishing grade requirements for milk or cream purchased for the manufacture of dairy products: regulating the making of cream tests: prohibiting the use of tobacco in certain places where cream is handled: regulating the licensing, examination and employment of cream graders, weighers and samplers: requiring the posting of prices of butter fat by certain	

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	buyers thereof: providing penalties for the violation of several provisions of this Act and repealing all Acts or parts of Acts in conflict herewith."	125, 138, 169, 176, 194, 201, 397, 423, 459, 480, 483, 505, 558.
151	A Bill for an Act entitled: "An Act making an appropriation of money for the operation and maintenance of the State Board of Medical Examiners for the period beginning July 1, 1931, and ending June 30, 1933."	133, 241.
152	A Bill for an Act entitled: "An Act to amend Section 8894 of the Revised Codes of Montana of 1921, relating to the excusing of jurors by the court and providing procedure in connection therewith."	133, 252, 287, 334, 349, 358, 396, 534, 536.
153	A Bill for an Act entitled: "An Act to appropriate money from the Industrial Accident Fund of the State of Montana for the payment of the compensation claim of Charlotte H. Barnes, which claim was disallowed by the Industrial Accident Board because it was not presented within six months from the date of the happening of the accident."	133, 280, 318, 338, 354, 362, 396, 537, 548, 623, 626, 637.
154	A Bill for an Act entitled: "An Act amending Section 11388 of the Revised Codes of the State of Montana, relating to the crime of receiving stolen property, providing for the punishment of the same, and providing that the jurisdiction for such crime shall be in any county into which such property may be brought."	133, 241, 267, 282, 283, 299, 304, 326, 396, 423, 435, 448, 491.
155	A Bill for an Act entitled: "An Act requiring guardians of minors, insane persons and incompetents to produce at the time of the filing of any account, the bank books showing the condition of bank books or other papers in their possession, showing the condition of all moneys received by them, held by them and any balance which they may have on hand and providing that said accounts should not be settled until the statute complying with and making it contempt of court for failure to produce said books and papers upon being ordered by the court and making it ground for removal of said guardian."	133, 209, 210, 248, 257, 276, 277, 308, 534, 536.

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156	A Bill for an Act entitled: "An Act to amend Section 9637 of the Revised Codes of Montana of 1921, relating to hour of appearance of parties in justice court."	133, 204, 222, 240, 243, 265, 327, 329.
157	A Bill for an Act entitled: "An Act to make it unlawful for any person, firm, company, association, or corporation doing business in more than one community in this state or in this state and other states to discriminate against a community or communities in this state by charging a higher sale price therein than is charged in other communities in this state or other states after allowing for transportation costs and providing for the prosecution of offenses against this Act and providing penalties therefor."	139, 231, 232.
158	A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article 12 of the Constitution of the State of Montana, as amended; creating County Boards of Equalization and creating a Railroad and Public Control Commission, providing for the membership thereof, providing for the term of office and the appointment of said membership, the filling of vacancies, defining and prescribing the powers and duties of said commission, providing for hearings and establishment of rules, regulations and orders of the said commission and to perform such other duties as may be authorized and prescribed by law."	139, 421, 473, 480, 506, 518, 523, 524, 561, 562, 621, 653, 664, 679, 699, 720, 740, 743.
159	A Bill for an Act entitled: "An Act to regulate attorneys' fees in workmen's compensation cases, prohibiting the soliciting of employment to represent compensation claimants or defendants by attorneys or other persons, prohibiting the assignment of compensation claims, awards or judgments, providing for a maximum attorney's fee to be allowed in workmen's compensation cases, and empowering the Industrial Accident Board or the district court to fix the same."	148, 263.
160	A Bill for an Act entitled: "An Act amending Section 4 of Chapter 171 and Section 3 of Chapter 181, Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the registration of motor vehicles and providing penalties for failure to make application for registration within a prescribed time and for violations of Sections 1755 and 1759 of the Revised Codes of Montana of 1921 and all Acts and parts of Acts amendatory thereto."	148, 429.

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161	A Bill for an Act entitled: "An Act to amend Section 8280 of the Revised Codes of Montana of 1921, relating to the renewal of chattel mortgages by affidavit."	148, 340, 385, 426, 427, 441, 457, 470, 505, 517, 548, 582, 584.
162	A Bill for an Act entitled: "An Act to impose a license tax on the business of handling, receiving, selling, offering for sale and dealing in, through sale, barter or exchange, malt or malt extract, and to provide methods and penalties for its enforcement, and to appropriate the revenues derived from this tax to the general fund of the state."	148, 270.
163	A Bill for an Act entitled: "An Act appropriating money in satisfaction and settlement of the claim of John H. Gillis for injuries sustained by him upon Project No. 242B of the State Highway Commission of the State of Montana and directing the State Auditor to draw his warrant upon the State Highway Fund therefor in settlement of said claim upon payment of said warrant."	147, 280, 318, 338, 349, 358, 396, 537, 548, 622, 630, 631, 635, 648, 657, 691.
164	A Bill for an Act entitled: "An Act to appropriate money from the Industrial Accident Fund of the State of Montana for payment of compensation on the claim of Mrs. Howard Danford, which claim was disallowed by the Industrial Accident Board because it was not presented within six (6) months following the date of the accident resulting in the death of her husband, Howard Danford."	147, 280, 318, 338, 349, 358, 396, 537, 548, 623, 626, 637.
165	A Bill for an Act entitled: "An Act to amend Section 2917 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Session Laws of 1929, relating to medical and hospital services to be furnished by the Industrial Accident Board, the time during which said services are to be rendered and the amount thereof."	148, 264.
166	A Bill for an Act entitled: "An Act compelling railroad companies when distributing poisonous compounds for the destruction of weeds on their rights-of-way to maintain railroad fences in good repair; properly protect all crossings with cattle guards; prohibiting the spreading of poisons on crossings and providing a liability for failure to carry out the provisions of this Act; and providing for reasonable attorney fees in litigation respecting damages resulting therefrom."	148, 271.

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167	A Bill for an Act entitled: "An Act to amend Section 5119 of the Revised Codes of Montana, of 1921 as amended by Section 3 of Chapter 58 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, relating to the levy of a special tax for maintaining disability and pension fund of the Fire Department Relief Association of a city or town; providing for increase of such levy and extending the provisions thereof to a municipality established under special or local law, passed by the Legislative Assembly and adopted by the electors entitled to vote thereon."	157, 168, 210, 231, 257, 276, 282, 283, 308, 426, 436, 459, 480, 484, 500, 558.
168	A Bill for an Act entitled: "An Act to amend Sections 1088, 1089, 1090, 1091, 1092, 1094, 1095, 1098, 1099, 1101, 1102, Revised Codes 1921 as amended by Chapter 131 of the Session Laws of 1923, relating to granting of teachers' certificates, qualification to teach, state and county examinations, and repealing Section 1093 and Section 1103 Revised Codes 1921, as amended by Chapter 131 Laws of 1923."	157, 289, 331, 353, 375, 404, 411, 460, 699, 719, 728, 730, 735, 764.
169	A Bill for an Act entitled: "An Act to appropriate money for the payment of delinquent assessments on certain school lands in Madison Dike and Drain District, Gallatin county, Montana."	158, 352, 402, 430, 484, 492, 534, 719, 720.
170	A Bill for an Act entitled: "An Act to amend Sections 44 and 45 of the Revised Codes of Montana of 1921, relating to the apportionment of membership of the House of Representatives in accordance with the official census of 1930 and specifying number from each county."	158, 206, 231, 257, 276, 292, 310, 320, 331, 332, 356, 383.
171	A Bill for an Act entitled: "An Act amending Section 7327 of the Revised Codes of Montana, 1921, as amended by Chapter 169 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, so that the commissioners of drain and drainage districts may, in their annual reports, make the necessary assessments to pay for emergency work and necessary repairs during the preceding year and to pay outstanding indebtedness of the drainage district; to amend Chapter 39, Part IV of the Civil Code of Montana, 1921, by adding thereto new sections to be known as, and numbered, Sections 7364B, 7364C, 7364D,	

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	7364E and 7364 F, so as to make all of the drainage laws of Montana applicable to drain districts organized under any drainage law of the State of Montana enacted prior to the passage and approval of said Chapter 39; conferring upon the commissioners of such drain districts all of the power and authority now conferred upon the commissioners of drainage districts organized under and pursuant to said Chapter 39 and the amendments and additions thereto; authorizing all drain and drainage districts organized under any drainage law of Montana to file a petition in the proper district court for leave to make alterations in and additions to the drainage system of any such drain or drainage districts, the costs of which shall be apportioned in accordance with the last assessment roll of such drain districts or the last assessments or such drainage districts confirmed by the courts; and providing for hearing thereon, the giving of notice of such hearing, the granting, modification or dismissal of such petition and the confirmation or modification of the proposed assessments by the court."	158, 288, 323, 353, 411, 427, 445, 460, 536, 548, 623, 630, 631, 635, 648, 657, 703.
172	A Bill for an Act entitled: "An Act to amend Section 7345 of the Revised Codes of Montana, 1921, relating to the letting of contracts, and advertisements for bids in the matter of drainage districts."	158, 289.
173	A Bill for an Act entitled: "An Act designating and empowering the State Examiner to sign all trustee and deposit receipts and releases required to be signed for and on behalf of the State of Montana in all cases relating to the deposit of county, city, and town funds."	158, 231, 259, 282, 287, 297, 326, 477, 503, 514, 558.
174	A Bill for an Act entitled: "An Act to amend Section 63 of the Revised Codes of Montana of 1921 relating to officers and employees of House."	158, 206, 222, 240, 243, 266, 327, 329.
175	A Bill for an Act entitled: "An Act providing for general meetings of the various County Clerks and Recorders of the state, when such meetings are deemed advisable by the State Examiner: providing where meetings shall be held; providing for the payment of expenses by the various counties."	163, 223, 248, 257.
176	A Bill for an Act entitled: "An Act to amend Section 662 Revised Codes of Montana 1921 as amended by Chapter 34 of the Session Laws of	

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	1929 and relating to county and city central committees and their powers and providing for two county central committee men, one a man and one a woman, for each county precinct, and two such state central committee men, one a man and one a woman, from each county.".....	172, 366, 416, 441, 447, 448, 502, 698, 699.
177	A Bill for an Act entitled: "An Act to amend Section 9443 of the Revised Codes of Montana of 1921 and Section 9444 of the Revised Codes of Montana of 1921 as amended by Section 2 of Chapter 16 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the redemption of real property from execution sales; providing who may be redemptioners thereof; providing when the judgment debtor, or his wife, or redemptioner may redeem, and fixing the rate of interest thereon."	173, 232, 267, 282, 297, 349, 358, 396, 476, 478.
178	A Bill for an Act entitled: "An Act to amend Section 5994 of the Revised Codes of Montana of 1921, relative to the powers of corporations heretofore or hereafter organized under any of the laws of Montana, whether formed and existing before or after the taking effect of the Codes on July 1st, 1895."	173, 261, 287, 334, 349, 359, 396, 460, 477, 503, 514, 558.
179	A Bill for an Act entitled: "An Act to amend Section 6008, Revised Codes of Montana of 1921, relating to records of corporations."	173, 261, 287, 334, 349, 359, 396, 438, 461, 476, 485, 557.
180	A Bill for an Act entitled: "An Act providing for the incorporation of mortuary, undertaking, crematory and mausoleum companies for profit and validating the charters of such companies heretofore incorporated."	173, 246, 267, 282, 287, 297, 326, 460, 477, 502, 540, 541, 544, 545, 557, 634.
181	A Bill for an Act entitled: "An Act to amend Section 9428 of the Revised Codes of Montana of 1921 providing for specific exemptions for judgment debtors who are married, or who are heads of families, particularly amending the exemptions to surgeons, physicians, dentists, ministers of the Gospel; particularly providing for automobiles used in professional calls, and to provide an exemption for optometrists for the instruments and paraphernalia used in their business, and amend-	

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	ing certain Acts, or parts of Acts, in conflict herewith."	173, 380, 427, 443, 444, 451, 464, 502, 582, 584.
182	A Bill for an Act entitled: "An Act to amend Section 4047 of the Revised Codes of Montana, 1921, relating to investment companies, and the sale or distribution of stocks, bonds, etc., and providing for the withdrawal of installments paid thereon." ..	173, 434.
Sub. 182	A Bill for an Act entitled: "An Act to amend Section 4047 of the Revised Codes of Montana, 1921, relating to investment companies, and the sale or distribution of stocks, bonds, etc., and providing for the withdrawal of installments paid thereon." ..	434, 443, 469, 582, 545, 565, 572.
183	A Bill for an Act entitled: "An Act to amend Sections 4026 and 4027 of the Revised Codes of Montana of 1921 as amended by Sections 1 and 2 of Chapter 179 of the Session Laws of 1929 and Section 4038 of the Revised Codes of Montana of 1921 defining investment companies and securities, providing for appeals to State Board of Examiners from decisions of the Investment Commissioner, and repealing all Acts and parts of Acts in conflict therewith."	173, 289, 513, 570, 579, 590, 605.
184	A Bill for an Act entitled: "An Act relating to the attachment of personal property, prescribing duties of plaintiff to furnish information to officers serving the writ, and fixing liability in case of suit for wrongful attachment."	173, 193, 209, 222, 270.
185	A Bill for an Act entitled: "An Act to amend Sections 2238 and 2239 of the Revised Codes of Montana of 1921, as amended by Chapter 102 of the Session Laws of the Eighteenth Legislative Assembly, relating to the collection of personal property taxes, and the duties of County Assessors, County Treasurers, the State Board of Equalization, the Attorney General and County Attorneys in connection therewith."	173, 193, 209, 222, 355.
186	A Bill for an Act entitled: "An Act to make valid and enforceable written provisions or agreements for the arbitration of disputes."	174, 451.
Sub. 186	A Bill for an Act entitled: "An Act to make valid and enforceable written provisions or agreements for the arbitration of disputes, and repealing Sections 9972, 9973, 9974, 9975, 9976, 9977, 9978, 9979, 9980 and 9981 of the Revised Codes of Montana of 1921."	451, 500, 540, 573, 574, 621, 662, 665.

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187	A Bill for an Act entitled: "An Act to amend Section 11416 of the Revised Codes of Montana of 1921, relating to the removing, selling or transferring of mortgaged personal property without written consent of mortgagee, to defraud mortgagee or purchaser thereof; including corporations in the term 'person'; providing every officer, agent or person in charge of a corporation, or person committing any of the acts made unlawful herein, will be guilty of larceny and shall be punished accordingly."	174, 241, 267, 282, 296, 303, 327, 393, 396.
188	A Bill for an Act entitled: "An Act to provide for the inspection and analysis of commercial feeding stuffs and to regulate the sale thereof in the State of Montana; to define the term commercial feeding stuffs; to provide for guarantees of the ingredients of commercial feeding stuffs and affixing labels to the packages thereof; to provide for the collection of license fees from manufacturers of or dealers in commercial feeding stuffs; to prohibit the sale of fraudulent or adulterated commercial feeding stuffs; to fix the penalties for the violation of the provisions of the Act; and to authorize the expenditure of the funds derived from the license fees."	174, 206.
189	A Bill for an Act entitled: "An Act to provide indemnity to persons injured in motor vehicle accidents and the establishment of a state automobile fund."	175, 211, 248, 257, 276, 297.
190	A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance, and other purposes, as designated herein, for certain state departments, boards, bureaus and commissions for the period beginning July 1, 1931, and ending June 30, 1933."	175, 211, 248, 257, 282, 284, 308, 680, 684, 685, 693, 694, 701, 755, 757, 759, 764, 765.
191	A Bill for an Act entitled: "An Act fixing the salary of the Chancellor of the University of Montana."	183, 312, 385, 411, 426, 427, 451, 465, 502, 662, 665.
192	A Bill for an Act entitled: "An Act to amend Section 4288 of the Revised Codes of Montana, 1921, relating to the recording of trade marks and fees therefor."	183, 302, 323, 353, 411, 447, 449, 502, 550, 624, 637, 648, 657, 691.

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193	A Bill for an Act entitled: "An Act to amend Section 6004 of the Revised Codes of Montana of 1921, relating to the powers of corporations heretofore or hereafter organized under any of the laws of the Territory or State of Montana, whether formed and existing before or after the taking effect of the Codes on July 1st, 1895, to sell, lease, mortgage, exchange or otherwise dispose of all or any part of the property of such corporation; and to authorize and empower such corporation to, by by-law, empower its board of directors to sell, lease, mortgage, exchange or otherwise dispose of the whole or any part of the property of such corporation."	183, 261, 300, 334, 354, 362, 396, 460, 477, 503, 514, 558.
194	A Bill for an Act entitled: "An Act to authorize any corporation heretofore or hereafter organized under any of the laws of Montana, whether formed and existing before or after the taking effect of the Codes on July 1st, 1895, to close the stock transfer books for a period preceding, or fix a date for the determination of stock ownership previous to, the date for payment of any dividend, date for the allotment of rights, date for change or conversion or exchange of capital stock, or date for any other corporate action or proceeding."	183, 261, 287, 334, 349, 359, 396, 438, 461, 485, 557.
195	A Bill for an Act entitled: "An Act relating to the licensing of motor vehicle operators and chauffeurs and fixing the fee for operators' and chauffeurs' license and providing for the disposition thereof, and relating to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto, and repealing Section 1761 of the Revised Codes of Montana of 1921."	183, 258, 300, 334, 346, 347, 402, 410, 460, 476, 662, 665.
196	A Bill for an Act entitled: "An Act relating to the destruction of satisfied chattel mortgages and contracts of conditional sale, together with the written satisfaction thereof by the County Clerk and Recorder five years after such satisfaction is made."	183, 223, 248, 265, 276, 277, 308, 397, 436, 459, 480, 484, 500, 558.
197	A Bill for an Act entitled: "An Act to regulate and license the sale of commercial fertilizer, to	

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	provide for the inspection of fertilizing materials, and fixing penalties for violation of the Act.".....	183, 252, 287, 334, 346, 347, 411, 412, 451, 465, 502, 699, 714, 715, 734, 745.
198	A Bill for an Act entitled: "An Act to amend Chapter 57 of the Session Laws of the Twentieth Legislative Assembly of Montana, relating to building and loan associations, foreign and domestic, by enacting a new section to be designated as Section 7A forbidding fiscal agency or promotion contracts without the approval of the Superintendent of Banks and declaring a violation thereof to be a misdemeanor."	187, 332, 369, 411, 430, 447, 449, 502, 699, 718, 721, 723, 738, 745.
199	A Bill for an Act entitled: "An Act to amend Section 8813 of the Revised Codes of Montana of 1921, as amended by Chapter 91 of the Laws of the 21st Legislative Assembly, 1929, relating to the number of judges in judicial districts, and when the same is to take effect."	187, 519, 546.
200	A Bill for an Act entitled: "An Act to amend Section 2153 of the Revised Codes of Montana of 1921, as amended by Chapter 113 of the Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the lien of personal property taxes; providing such taxes shall be a lien upon the real property of the owner; providing the mortgagee may request the personal property and real estate of the owner be separately assessed if said taxes have not been paid by the owner, or is shown by affidavit to have been paid by the mortgagee for one or more years, and providing the duty of the County Assessor in connection therewith, and providing the manner of collecting said personal property taxes when so assessed."	197, 226, 248, 265, 276, 278, 308, 422, 426.
201	A Bill for an Act entitled: "An Act to amend Code Section 12459 relating to the designation of certain county jails for State prison purposes and notifying judges of said action by the Board of Prison Commissioners, and providing for the confinement of prisoners sentenced to the state prison in institutions for the confinement of prisoners outside of this state."	197, 223, 248, 265, 268, 282, 287, 298, 327, 476, 478.
202	A Bill for an Act entitled: "An Act making it unlawful to use or attempt to use any anchored snare trap for the purpose of snaring any animal	

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	or bird and providing a penalty for the violation thereof."	197, 248, 267, 282, 287, 298, 327, 641, 652, 653.
203	A Bill for an Act entitled: "An Act to amend Section 5766 Revised Codes Montana 1921, relating to the period of residence required to entitle plaintiff to divorce."	197, 213, 231, 265, 274, 288, 323, 353, 411, 412, 451, 465, 492, 497, 534, 641, 652, 653, 658, 679.
204	A Bill for an Act entitled: "An Act amending Section 1204 of the Revised Codes of Montana, 1921, relating to the apportionment of common school funds."	197, 270, 271, 318, 338, 349, 369, 388, 422, 719, 721.
205	A Bill for an Act entitled: "An Act creating a Mississippi Valley Water Conservation Commission." ..	197, 350, 405, 427, 443, 444, 451, 466, 470, 512, 550, 551, 573, 574, 621, 719, 720, 722, 734, 745.
206	A Bill for an Act entitled: "An Act providing for liens upon crops for the purchase price of food and necessities sold the producer of agricultural crops which food and necessities are required for the sustenance of the producer and his dependents or for the production or harvesting of said crops; giving said liens priority over all other liens and incumbrances except seed and threshermen's liens and liens on file or record at the time this Act takes effect; relating to the method of creating said liens, the duration, release and foreclosure thereof, and the fees to be charged by the County Clerk and Recorder."	197, 340, 385, 411, 430, 442, 443, 444, 471, 505, 517, 548, 582, 584.
207	A Bill for an Act entitled: "An Act to amend Section 2899 of the Revised Codes of Montana of 1921 relating to the time in which claims for personal injury or death must be presented."	198, 263.
208	A Bill for an Act entitled: "An Act to amend Section 2918 of the Revised Codes of Montana of 1921 relating to the date from which compensation shall be paid."	198, 262, 263.
209	A Bill for an Act entitled: "An Act to appropriate funds for the operation and maintenance of cer-	

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	tain of the state's institutions for the period beginning July 1, 1931, and ending June 30, 1933."	198, 203, 224, 244, 249, 267, 680, 681, 684, 685, 693, 694, 701, 707, 752, 763.
210	A Bill for an Act entitled: "An Act providing identification tags for traps used in trapping furbearing animals; providing for the cost of same and the issuance thereof by the State Fish and Game Commission and providing a penalty for the failure of trappers to use said tags."	198, 231, 259, 282, 287, 298, 327, 653, 662, 664.
211	A Bill for an Act entitled: "An Act providing for the supervision, regulation and control of the use of the public highways of the State of Montana by motor carriers engaged in the transportation by motor vehicles of persons and property for hire upon the public highways of the State of Montana; prescribing the compensation to be paid for the use of such highways; and the distribution and expenditure of same; conferring certain jurisdiction over such transportation, motor vehicles and their operations, upon the Board of Railroad Commissioners; providing for the enforcement of this Act and the punishment for violation thereof; and repealing Chapter 154, Laws Eighteenth Legislative Assembly, 1923, as amended by Chapter 103, Laws Nineteenth Legislative Assembly, 1925, and as amended by Chapter 141, Laws Twenty-first Legislative Assembly, 1929."	198, 507.
Sub. 211	A Bill for an Act entitled: "An Act providing for the supervision, regulation and control of the use of the public highways of the State of Montana by motor carriers engaged in the transportation by motor vehicles of persons and property for hire upon the public highways of the State of Montana; conferring certain jurisdiction over such transportation, motor vehicles and their operations, upon the Board of Railroad Commissioners; providing for the enforcement of this Act and the punishment for violation thereof; and repealing Chapter 154, Laws Eighteenth Legislative Assembly, 1923, as amended by Chapter 103, Laws Nineteenth Legislative Assembly, 1925, and as amended by Chapter 141, Laws Twenty-first Legislative Assembly, 1929."	507, 570, 579, 590, 591, 606, 608, 621, 654, 664, 679, 703, 712, 714, 715, 752, 763.
212	A Bill for an Act entitled: "An Act to amend Sections 5946 and 5950 of the Revised Codes of Mon-	

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	tana of 1921 relating to the representation of stockholders at meetings."	204, 261, 262, 287, 334, 349, 360, 396, 438, 444, 461, 476, 485, 557.
213	A Bill for an Act entitled: "An Act to amend Section 5918, of the Revised Codes of Montana of 1921, as amended by Section 1 of Chapter 28 of the Session Laws of the Nineteenth Legislative Assembly of Montana of 1925, and Sections 5920, 5922 and 5923 of the Revised Codes of Montana of 1921, relating to the amendment of articles of incorporation of any corporation heretofore or hereafter organized under any of the laws of the State of Montana, whether formed and existing before or after the taking effect of the Codes on July 1, 1895, and the publication and mailing of notice of and organization of and proceedings at meeting, and preparation and filing of certificate of proceedings of meeting held upon adoption of amendments to article of incorporation."	204, 262, 287, 334, 349, 360, 396, 460, 477, 503, 514, 558.
214	A Bill for an Act entitled: "An Act to create an Irrigation and Water Right Code Commission and prescribing its powers and duties."	207, 413, 447, 471, 505, 517, 548, 641, 653, 662, 670, 681, 692.
215	A Bill for an Act entitled: "An Act relating to the days of employment of policemen in cities of the first and second class."	207, 319, 339, 353, 369, 389, 422, 503, 535, 613, 618, 634.
216	A Bill for an Act entitled: "An Act requiring oil and gas companies, refineries or any person, persons or corporations storing or dealing in crude oil or its derivatives to provide gas masks and safety devices to protect against suffocation from gas and providing penalties for violation thereof."	207, 501, 565, 577.
Sub. 216	A Bill for an Act entitled: "An Act making it unlawful for oil and gas companies, or refineries, or any person or persons, or corporations, or associations storing or dealing in crude oil or gas or highly volatile derivatives, to require employees to work where there is danger of suffocation, without providing gas masks and safety devices; and providing penalties for violation thereof."	501, 502, 542, 593, 621, 699, 704, 722, 723, 731.
217	A Bill for an Act entitled: "An Act to amend Section 5905 of the Revised Codes of Montana of	

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	1921, relative to the contents of articles of incorporation."	207, 262, 287, 334, 349, 360, 396, 438, 461, 476, 500, 558.
218	A Bill for an Act entitled: "An Act to authorize the State Board of Examiners of the State of Montana to issue and sell refunding educational bonds of the State of Montana sufficient in amount to pay and retire that portion of Series A and of Series B of the educational bonds of the State of Montana for the redemption of which no funds are available."	207, 213, 231, 265, 276, 278, 308, 343, 370, 392, 416, 457.
219	A Bill for an Act entitled: "An Act prohibiting the sale of spectacles, eye glasses or lenses except when prescribed by or sold under the supervision of a regularly qualified physician or optometrist and providing a penalty for the violation thereof."	207, 366.
220	A Bill for an Act entitled: "An Act to amend Section 2933 of the Revised Codes of Montana of 1921, dealing with the notice of claims of injuries other than death."	207, 262.
221	A Bill for an Act entitled: "An Act legalizing and validating all elections heretofore held in any city of this state authorizing the creation or increase of the indebtedness of such city, within 3% of the value of the taxable property of such city, for any of the purposes set forth in Subdivision 64, Section 5039, R. C. M. 1921, as amended, which elections were held after notice given as provided in Section 5279 R. C. M. 1921, and at which the proposal to increase said indebtedness received a majority of all votes tendered and of all votes cast at such election."	207, 211, 222, 244, 249, 267, 478, 505, 548, 558, 613.
222	A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance of the six (6) units of the University of Montana, for the Agricultural Experiment Stations and the Substations, for Farmers' Extension Work, for the Bureau of Mines, for the students' railroad fare refund and for fire insurance premiums on the physical plant of the University of Montana and its various branches, for the period beginning July 1, 1931, and ending June 30, 1933."	213, 214, 231, 265, 283, 285, 308, 719, 721, 728, 730, 735, 761, 763.
223	A Bill for an Act entitled: "An Act to amend Section 351 of the Revised Codes of Montana of 1921 as amended by Section 4 of Chapter 40 of the Session Laws of the Eighteenth Legislative As-	

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	sembly, 1923, Section 353 of the Revised Codes of Montana of 1921 and Section 3 of Chapter 40, enacted as Section 350B, of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to hail insurance; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail of all tax payers who may elect to become subject to the provisions of this Act; providing for partial cancellation of insurance in case of destruction by other causes than hail; and providing for cash payments, with discount, or lien where delinquent taxes would otherwise bar application."	220, 226, 249, 282, 296, 304, 327, 477, 502, 545, 558, 634.
224	A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 122 of the laws of the Twentieth legislative Assembly of 1927, the same being Section 11048.1 of the Supplement to the Revised Codes of Montana, 1923-1927, making it unlawful to sell, give away, or dispose of intoxicating liquor to a minor, and prescribing punishment therefor."	220, 269, 318, 338, 354, 386, 422, 503, 534, 535.
225	A Bill for an Act entitled: "An Act relating to the regulation of the business of plumbing in the State of Montana providing for the examining and licensing of and issuing of permits to plumbers, fees to be levied, inspection of plumbers installations, and providing for a code to be known as the Montana State Plumbing Code of Minimum Requirements."	220, 325.
226	A Bill for an Act entitled: "An Act to amend Chapter 100 of the laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to tax deeds; providing a method and procedure to be followed in applying for a tax deed and for the issuance thereof by the County Treasurer: the redemption of said lands from the tax sale: and the form of deed to be issued and the title conveyed thereby."	221, 414.
227	A Bill for an Act entitled: "An Act to amend Section 6339 of the Revised Codes of Montana of 1921, relating to the payment of death and annuity benefits upon lives of children; providing for the organization and operation of a branch of the society for children, and providing for the amount of benefits payable thereunder."	221, 246, 287, 334, 346, 347, 369, 389, 422, 478, 505, 613, 618, 634.
228	A Bill for an Act entitled: "An Act to amend Section 6312 of the Revised Codes of Montana of	

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	1921, relating to qualifications for membership of fraternal benefit societies, providing regulations for beneficial members; and providing for acceptance of general or social members."	221, 246, 247, 267, 282, 287, 299, 327, 426, 436, 460, 475, 491.
229	A Bill for an Act entitled: "An Act to amend Section 1533 of the Revised Codes of Montana, 1921, as amended by Section 1, Chapter 126, Session Laws of 1925, relating to the appointment of officers, rules and regulations, salaries, suspension of subordinates, officials and employees of the Soldiers' Home."	221, 226, 248, 265, 276, 282, 284, 308, 426, 436, 461, 476, 480, 481, 547, 748, 749, 761, 763.
230	A Bill for an Act entitled: "An Act to amend Section 9130 of the Revised Codes of Montana of 1921, providing for what causes of action may be joined in one complaint."	227, 289, 323, 353, 402, 411, 461, 536, 548, 623, 626, 637.
231	A Bill for an Act entitled: "An Act to amend Sections 192 and 196 of the Revised Codes of Montana, 1921, relating to the duties of the State Treasurer and state boards, commissions, bureaus, departments and institutions, relative to the deposit of state funds and securities."	237, 325, 369, 411, 430, 484, 492, 534, 584, 624, 653, 664, 678, 684, 685, 694, 709.
232	A Bill for an Act entitled: "An Act to amend Section 9187 of the Revised Codes of Montana of 1921, providing for amendments by the court; and enlarging time to plead and relieving from judgment, order, or other proceeding."	237, 380, 427, 443, 444, 484, 493, 534, 582, 584.
233	A Bill for an Act entitled: "An Act to amend Section 7727 of the Revised Codes of Montana of 1921 relating to the penalty for usury, action to recover excessive interest."	237, 323, 324, 352, 369, 411, 430, 467, 481, 515, 540, 541.
234	A Bill for an Act entitled: "An Act to amend Section 6310 of the Revised Codes of Montana of 1921, relating to the issuing of endowment certificates and the granting of protection, benefits,	

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	and withdrawal privileges by fraternal benefit societies, and regulations for the same."	237, 246, 267, 282, 287, 299, 327, 343, 426, 436, 460, 475, 491.
235	A Bill for an Act entitled: "An Act to amend Section 6311 of the Revised Codes of Montana of 1921, as amended by Chapter 84 of the Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to payment of death benefits to beneficiaries in benefit certificates issued by fraternal benefit societies, and providing regulations relative thereto."	237, 247, 287, 334, 349, 361, 396, 503, 535, 623, 630, 631, 651, 687, 688, 703, 709.
236	A Bill for an Act entitled: "An Act to amend Section 10307 of the Revised Codes of Montana of 1921, providing for the order in which debts of an estate must be paid, and limiting certain debts."	237, 289, 318, 338, 349, 361, 396, 476, 478.
237	A Bill for an Act entitled: "An Act to amend Section 2002 of the Revised Codes of the State of Montana, pertaining to when assessment of property shall be made, when and how credits must be assessed and when motor vehicles shall be assessed: to amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana of 1923, as amended by Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929 providing for the payment of general taxes, special assessments for special improvements and taxes on motor vehicles: to amend Section 1759 of the Revised Codes of Montana for 1921, as amended by Chapter 113 of the Session Laws of 1925, as amended by Chapter 181 of the Session Laws of 1929, pertaining to registration and re-registration of motor vehicles, providing the method thereof, providing for applications for and certificates of registration, number plates and the exhibition thereof, temporary County Treasurer receipts, replacement of number plates and certificates, exemption of non-resident owners of automobiles, prescribing the duties of the County Treasurers and Registrar of Motor Vehicles, providing penalties for operation of motor vehicles without a license and the time period and limitation of registration and re-registration of motor vehicles; to provide penalties and the manner of enforcement thereof, for violation of Section 1755 of the Revised Codes of Montana for 1921, as amended by Chapter 177 of the Session Laws of 1925 and by Chapter 129 of 1927 as	

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	amended by Chapter 181 of the Session Laws of 1929 and of Section 3 of the proposed Act; and providing that all registrations and re-registrations of motor vehicles shall be made by the Registrar of Motor Vehicles, but providing for County Treasurer taking applications therefor and providing for permits to operate motor vehicles for a period of not more than ten days after such application made, pending the receipt of certificate and number plates from the Registrar of Motor Vehicles, providing for applications for registration or re-registration of motor vehicles being accompanied by previous receipt issued by the Registrar of Motor Vehicles for the year preceding; defining motor vehicles; and repealing Chapter 171 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana for 1929, and all Acts and parts of Acts in conflict with the proposed Act."	238, 259, 287, 334, 338, 339, 386, 389, 422, 535, 624, 638, 639, 642, 643, 644, 651, 759 761, 764.
238	A Bill for an Act entitled: "An Act amending Section 1015 of the Revised Codes of Montana 1921 as amended by Chapter 122 of the 18th Legislative Assembly 1923 prescribing the duties of trustees of public schools and particularly amending Subdivision 7 of said section regulating the rental of school buildings and Subdivision 11 relating to the employment of a physician or other competent person to make inspections as to sanitary conditions and amending all Acts and parts of Acts in conflict herewith."	238, 325, 326.
239	A Bill for an Act entitled: "An Act to amend Section 9449 of the Revised Codes of Montana 1921 relating to the possession of land during the period of redemption."	238, 367, 534.
Sub. 239	A Bill for an Act entitled: "An Act to amend Section 9449 of the Revised Codes of Montana of 1921 relating to the possession of lands by purchasers thereof at mortgage foreclosure and execution sales."	367, 416, 441, 484, 493, 582, 584.
240	A Bill for an Act entitled: "An Act to amend Sections 1999 and 2000 Revised Codes of Montana 1921, providing for the classification of taxable property for the purpose of taxation and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of taxes."	238, 349, 468.
241	A Bill for an Act entitled: "An Act providing regulations for the ventilation and sanitation of work-rooms, except in private houses in which the em-	

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	ployees live, where manual labor is employed, providing for the enforcement of this Act by the State Board of Health, and providing penalties for the violation thereof."	243, 265, 468, 514, 541, 573, 574, 621, 698, 699.
242	A Bill for an Act entitled: "An Act to amend Section 9479 and Section 9483 and Section 9485 of the Revised Codes of Montana 1921 as amended by Chapter 55 of the Laws of the Eighteenth Legislative Assembly of the State of Montana, relating to actions quieting title to real estate, providing where such actions may be brought, providing for the issuance of an order for the publication of summons and the form of summons to be published in such actions, and repealing all Acts or parts of Acts in conflict herewith."	243, 380, 427, 443, 444, 470, 484, 493, 534, 584, 624, 637, 642, 643, 649, 657, 691.
243	A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance, and other purposes, as designated herein, for certain State Departments, Boards, Bureaus and Commissions for the period beginning July 1, 1931, and ending June 30, 1933."	244, 247, 286, 297, 305, 318, 319, 341, 680, 684, 685, 693, 694, 701, 702, 754, 758, 764, 765.
244	A Bill for an Act entitled: "An Act relating to the sale of animal or poultry food; prescribing certain duties in connection with the sale thereof; prohibiting misrepresentations as to weights and prescribing penalties."	256, 333.
245	A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of the United States for refund on gasoline purchased between January 11, 1930, and January 8, 1931."	256, 280, 318, 338, 354, 387.
246	A Bill for an Act entitled: "An Act relating to the floating indebtedness of counties outstanding at the close of the fiscal year ending June 30th, 1931, and providing for the issuance of bonds to fund indebtedness or the levying of special taxes to pay such floating indebtedness."	256, 336, 385, 411, 430, 441, 505, 521, 549, 654, 664, 679, 698, 700, 702, 704, 727, 753, 763.
247	A Bill for an Act entitled: "An Act relating to county bonds; granting Boards of County Com-	

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	missioners power to issue and sell bonds for certain purposes and subject to certain conditions and limitations; prescribing the procedure for the issuance, sale and repayment of, and the duties of county officers in connection with, such bonds; and repealing Sections 4614, 4615, 4617, 4619, 4620, 4621, 4622, 4623, 4624, 4652, 4653, 4654, 4655, 4656, 4658, 4693, 4694, 4695, 4696, 4697, 4699 and 4712 of the Revised Codes of Montana of 1921, Chapter 21 of the 1921 Session Laws and Chapters 84 and 99 of the 1925 Session Laws and all other Acts and parts of Acts in conflict with the provisions of this Act."	256, 321, 354, 411, 412, 426, 441, 443, 467, 481, 506, 515, 549, 641, 651, 653, 657, 668, 691, 700, 702, 704, 733, 764, 765.
248	A Bill for an Act entitled: "An Act to amend 8932 of the Revised Codes of Montana of 1921, relating to when and by whom a stenographer's fee must be paid in civil action."	256, 368, 416, 441, 467, 482, 534, 582, 584.
249	A Bill for an Act entitled: "An Act to amend Section 8813, Revised Codes of Montana of 1921, as amended by the Laws of Montana, 1929, Twenty-first Session, relating to Judicial Districts and number of Judges therein."	256, 434.
250	A Bill for an Act entitled: "An Act to amend Section 7726 Revised Codes of Montana of 1921 relating to interest and the amount that parties may agree to and what charges are prohibited."	256, 324, 352, 354, 419, 430.
251	A Bill for an Act entitled: "An Act prohibiting the defacing and injuring of motor vehicles and providing punishment therefor."	256, 333, 414, 458, 480, 505, 521, 549, 719, 720.
252	A Bill for an Act entitled: "An Act to amend Section 9 of Chapter 109 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the office of the State Chemist; analysis of samples submitted by the Public Service Commission and reimbursement of necessary expenses."	256, 312, 339, 353, 386, 402, 461, 679.
253	A Bill for an Act entitled: "An Act to establish a uniform code of laws relative to high schools as a part of the public school system of the State of Montana and to repeal all Acts and parts of Acts in conflict herewith and particularly to repeal Sections 981, 982, 983, 984, 1009, 1058, 1141,	

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	1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1103, 1154, 1155, 1156, 1262, 1263, 1264, 1265, 1266, as amended by Section 1 of Chapter 94 of the Session Laws of 1927, 1267, as amended by Section 2 of Chapter 94 of the Session Laws of 1927, 1268, 1269, 1270, as amended by Section 3 of Chapter 94 of the Session Laws of 1927, 1271 as amended by Section 1 of Chapter 127 of the Session Laws of 1923 and by Section 1 of Chapter 48 of the Session Laws of 1929, 1272, 1273, 1274, 1275 as amended by Section 1 of Chapter 69 of the Session Laws of 1923 and by Section 1 of Chapter 107 of the Session Laws of 1925 and by Section 1 of Chapter 46 of the Session Laws of 1929, 1276 as amended by Section 1 of Chapter 29 of the Session Laws of 1929, 1278, 1279, 1280, as amended by Section 1 of Chapter 19 of the Session Laws of 1923, 1281 as amended by Section 1 of Chapter 132 of the Session Laws of 1927, and as amended by Section 1 of Chapter 107 of the Session Laws of 1929, 1282 as amended by Section 2 of Chapter 19 of the Session Laws of 1923, and by Section 1 of Chapter 102 of the Session Laws of 1925, 1294 as amended by Section 1 of Chapter 126 of the Session Laws of 1923, and by Section 1 of Chapter 1 of the Session Laws of 1929, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1310a, 1310b, 1310c, 1312, 1313, 1314, 1315, 1316, and 1317 of the Revised Codes of Montana of 1921 and Sections 3 and 4 of Chapter 19 of the Session Laws of 1923, Section 3 of Chapter 109 of the Session Laws of 1929, Chapter 10 of the Session Laws of 1925, Chapter 96 of the Session Laws of 1925, Chapter 117 of the Session Laws of 1927, Chapter 152 of the Session Laws of 1925, Chapter 125 of the Session Laws of 1923, and Chapter 129 of the Session Laws of 1923 saving however all acts done and proceedings taken and had under the said last mentioned chapter the repeal thereof notwithstanding."	257, 264, 324, 343, 403, 404, 451, 466, 502, 681, 699, 703, 708, 709, 718, 732, 752, 764.
254	A Bill for an Act entitled: "An Act to amend Section 2863 of the Revised Codes of Montana of 1921 as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925; Section 2873 of the Revised Codes of Montana of 1921; Section 2917 of the Revised Codes of Montana as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925 and further amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929; and Sections 2945 and 2953 of the Revised Codes of Montana of	

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	1921; relating to Workmen's Compensation; defining certain words; medical and hospital services to be furnished by the Industrial Accident Board; the time during which said services are to be rendered and the amount thereof; apportionment of costs and disbursements; and record of proceedings to be kept and testimony to be taken down in case of hearings.".....	258, 262, 287, 334, 386, 402, 461, 665, 679, 698, 700, 702, 704, 738, 739, 743, 758, 761, 762, 764.
255	A Bill for an Act entitled: "An Act to amend Section 200 of the Revised Codes of Montana of 1921 relating to the annual salary of the Attorney General."	274, 432, 474, 506.
256	A Bill for an Act entitled: "An Act to amend Section 202 of the Revised Codes of Montana of 1921 relating to the appointment of Assistant Attorneys General and their salaries."	274, 302.
257	A Bill for an Act entitled: "An Act relating to injuries occasioned by the negligent operation of motor vehicles, and relating to the liability of the owner of said vehicle therefor."	274, 306.
258	A Bill for an Act entitled: "An Act to amend Section 9262 of the Revised Codes of 1921, permitting the attachment of the interests of any persons to which they are then entitled or may become entitled upon distribution in the estate of any deceased person or persons, and permitting said attachment to be made at any time after the granting of letters testamentary of administration, and how said attachment may be made.".....	274, 368, 416, 443, 484, 494, 534, 584, 624, 637, 648, 657, 691.
259	A Bill for an Act entitled: "An Act to amend Section 8993, providing for the settlement with a party, after an attorney has appeared, and providing for the payment of any judgment or settlement with said party by payment to said party by check made payable to the party and the attorney jointly unless waived by the attorney in writing."	274, 392, 458, 480, 505, 521, 549, 582, 584.
260	A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 115, Session Laws 1927, providing for the dissolution of joint school districts, the holding of an election, the adjustment of indebtedness and the dissolution by County Commissioners in certain cases."	274, 403, 457, 471, 480, 505, 522, 549, 720, 721, 740, 742.

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261	A Bill for an Act entitled: "An Act relating to the issuing of bonds by incorporated cities and towns: providing the procedure and the duties of city and town officers in connection therewith and repealing Sections 5278, 5279, 5280, 5281, 5282, 5283, 5284, 5285, 5286, 5287 and 5288 Revised Codes of Montana, 1921, Chapter 61, Session Laws of Montana of 1927, and all other Acts and parts of Acts in conflict herewith."	274, 382, 427, 443, 444, 524, 550, 551, 577, 593, 621, 713, 714, 716, 718, 731, 764.
262	A Bill for an Act entitled: "A Bill to provide for the refund of taxes erroneously or illegally collected and for the cancellation of erroneous or illegal assessments."	275, 336, 375, 431.
Sub. 262	A Bill for an Act entitled: "A Bill to provide for the refund of taxes erroneously or illegally collected and for the cancellation of erroneous or illegal assessments."	431, 473, 480, 481, 495, 550, 555, 576.
263	A Bill for an Act entitled: "An Act amending Section 964 of the Revised Codes of Montana of 1921, as amended by Chapter 82 of the Laws of the Nineteenth Legislative Assembly of 1925; relating to the apportionment of school moneys; providing when the warrants may be issued in anticipation of taxes levied but not collected."	275, 352.
264	A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of Montana of 1921, as amended by Chapter 48 of the Twentieth Legislative Assembly of the State of Montana of 1927, relating to the allowance of traveling or other expenses of state, county, city, county high school, school district, or other strictly educational association, officers or employees, at conventions, and authorizing the payment of dues."	275, 355.
265	A Bill for an Act entitled: "An Act to amend Section 1010 of the Revised Codes of Montana, 1921, as amended by Chapter 70 of the Session Laws of the 18th Legislative Assembly of 1923, and as further amended by Chapter 76 of the Session Laws of the 19th Legislative Assembly of 1925, and as further amended by Chapter 77 of the 20th Legislative Assembly of 1927, and as further amended by Chapter 102 of the 21st Legislative Assembly of 1929 relating to transportation, board, rent, tuition of pupils of any school district or districts of the State of Montana and providing for furnishing transportation, rent,	

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	board and tuition for such pupils and providing for appeal."	275, 326, 354, 419, 451, 466, 502, 728, 741.
266	A Bill for an Act entitled: "An Act to amend Section 4929 of the Revised Codes of Montana, 1921, relating to salaries of justices of the peace, in certain townships—office hours—quarters."	275, 367, 416, 439, 519, 550, 551, 573, 575, 621, 662, 665.
267	A Bill for an Act entitled: "An Act to amend Section 5736 Revised Codes of Montana, 1921, relating to causes for divorce."	275, 414, 458, 480, 495, 506, 518, 523, 524, 540, 541, 561, 621, 652, 653.
268	A Bill for an Act entitled: "An Act to amend Section 5790 of the Revised Codes of Montana of 1921, relating to husband and wife; and providing for liability for acts or debts of each other."	275, 366.
269	A Bill for an Act entitled: "An Act amending Sections 3683, 3685 and 3691 of the Revised Codes of Montana of 1921, as amended by Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the classes of licenses for hunting and taking game and fish within the State of Montana; the fees and powers under such licenses; exceptions in the applications of the provisions of this Act; and repealing of Acts and parts of Acts in conflict with the provisions of this Act."	275, 413, 458, 480, 495, 542, 582, 662, 681, 706, 707, 708, 710, 718, 736, 764.
270	A Bill for an Act entitled: "An Act amending Section 3694 of the Revised Codes of Montana as amended by Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the restrictions of the manner of taking and possessing fish and game and granting and giving to the State Fish and Game Commission of the State of Montana, authority to change or suspend closed seasons on game birds and animals, game fish and fur-bearing animals so as to meet existing conditions, and also, to make and promulgate rules and regulations for the killing, taking, capturing and possessing of game fish, game birds, game and fur-bearing animals, prescribing penalties for a violation of this Act and repealing all Acts and parts of Acts in conflict with the provisions hereof."	275, 452, 453, 500, 506, 518, 523, 524, 540, 573, 577, 621, 681, 705, 706, 708, 709, 710, 718, 737, 746, 758, 763.

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271	A Bill for an Act entitled: "An Act relating to and fixing the salary of the State Game Warden and repealing all Acts and parts of Acts in conflict herewith."	276, 367, 416, 443, 457, 470, 484, 494, 534, 631, 640, 652, 653, 662, 665, 719, 720, 734, 745.
272	A Bill for an Act entitled: "An Act to amend Section 941 of the Revised Codes of Montana of 1921, defining the duty of the Superintendent of Public Instruction relative to the preparation of a course of study and to repeal all Acts and parts of Acts in conflict herewith."	276, 447, 474, 506, 507, 573, 577, 621, 719, 721.
273	A Bill for an Act entitled: "An Act to amend Section 1053 of the Revised Codes of Montana of 1921 defining a public school, and to repeal all Acts and parts of Acts in conflict herewith."	276, 312, 339, 353, 386, 409, 461, 503, 535, 623, 630, 635, 648, 657, 691.
274	A Bill for an Act entitled: "An Act to repeal Sections 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, and 1170 of the Revised Codes of Montana of 1921."	276, 312, 339, 353, 386, 410, 461, 504, 535, 613, 618, 634.
275	A Bill for an Act entitled: "An Act to repeal Sections 1255, 1256, 1257, 1258, 1259, 1260 and 1261 of the Revised Codes of Montana of 1921."	276, 447, 474, 506, 507, 561, 563, 621, 679.
276	A Bill for an Act entitled: "An Act to amend Section 7597 Revised Codes of Montana, 1921, relating to the enforcement of conditional sale contracts and defining the rights of the vendor and vendee thereunder, and to repeal all Acts and parts of Acts in so far as the same may conflict herewith."	281, 415.
277	A Bill for an Act entitled: "An Act to provide for a license tax to be paid by all persons, firms, co-partnerships and corporations owning or operating hydro-electric power plants, hydro-electric light plants, or electric transmission lines or any system for the distribution or sale of electricity generated by water power."	281, 354, 355, 402, 439, 450, 451, 463, 474, 585, 586.
278	A Bill for an Act entitled: "An Act to amend Section 9138 of the Revised Codes of Montana of	

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	1921, defining counter claim and what causes of action against the plaintiff may be set up therein."	292, 366.
279	A Bill for an Act entitled: "An Act relating to civil actions in justice courts, and to simplify the practice."	292, 366.
280	A Bill for an Act entitled: "An Act to prohibit nepotism and prescribing the penalties therefor."	292, 380.
281	A Bill for an Act entitled: "An Act amending Section 1016 of the Revised Codes of Montana of 1921, providing school trustees shall not be interested in letting contracts and furnishing supplies for their school and providing school contracts involving seven hundred fifty (\$750.00) or more, must be advertised before bids are let and reserving the right in the board to reject any and all bids."	292, 351, 402, 443, 505, 522, 549, 728, 741.
282	A Bill for an Act entitled: "An Act to amend Section 1052 of the Revised Codes of Montana of 1921, relating to the report of expenditures of school districts; providing clerk of district annually make a detailed statement of moneys expended, and a detailed and itemized statement of all moneys expended where expenditures are less than five thousand dollars (\$5,000.00); providing for the posting and filing of the same."	293, 351, 416, 443, 484, 494, 534, 705, 708, 709, 710, 734, 745.
283	A Bill for an Act entitled: "An Act providing for the consolidation of two or more adjoining counties; prescribing the procedure thereof; method of determination of name of new county and county seat; disposal of indebtedness and property of each of the consolidated counties and providing for election of county officers."	293, 431.
284	A Bill for an Act entitled: "An Act to amend Sections 6170, 6171, 6173 and 6183 of the Revised Codes of Montana of 1921, relating to mutual hail insurance; mutual fire, lightning, and other casualty insurance of farm property and livestock; rural school houses, churches and contents therein."	293, 381, 427, 443, 444, 470, 484, 495, 534, 549, 624, 637, 648, 657, 691.
285	A Bill for an Act entitled: "An Act providing for an annual license tax to be paid by every person practicing medicine or surgery in this state; providing for the disposition of the funds so received; and providing a penalty for the violation of this Act."	293, 302, 313, 381.

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286	A Bill for an Act entitled: "An Act to amend Section 3386 of the Revised Codes of Montana of 1921, relative to the trespass of animals in herd districts, and prescribing penalties."	293, 333, 369, 411, 430, 439, 508, 540, 541, 573, 578, 621, 653, 664, 677, 679, 687.
287	A Bill for an Act entitled: "An Act to amend Section 7472 of the Revised Codes of Montana of 1921, relating to when a contract for benefit of third person or persons, whether the promise therein be expressed or implied, may be enforced, and providing a rescission shall not affect rights accruing prior thereto."	293, 451.
288	A Bill for an Act entitled: "An Act to amend Sections 10269 and 10270 of the Revised Codes of Montana 1921, relating to petition for executor or administrator to make conveyance to complete contracts for sale of real estate; providing for the appointment of time and place for hearing the petition; and providing the giving of notice thereof and proof of the same; and providing a method for interested parties to contest."	293, 368, 416, 443, 457, 484, 496, 534, 582, 584.
289	A Bill for an Act entitled: "An Act to amend Section 1024 of the Revised Codes of Montana of 1921, as amended by Chapter 138 of the Laws of the Twentieth Legislative Assembly of the State of Montana of 1927, relating to the manner of creating new school districts; providing the number of census children and the taxable valuation of the district and the number of census children and the taxable valuation of property remaining in the old district; providing that after the petition has been acted upon, another such petition shall not be presented or acted upon for a period of two years; and providing for appeals."	293, 448.
290	A Bill for an Act entitled: "An Act to provide for the inspection and analysis of commercial feeding stuffs and to regulate the sale thereof in the State of Montana; to define the term commercial feeding stuffs, to provide for guarantees of the ingredients of commercial feeding stuffs and affixing labels to the packages thereof; to prohibit the sale of fraudulent or adulterated commercial feeding stuffs; to fix the penalties for the violation of the provisions of the Act."	293, 467, 468, 500, 506, 507, 542, 543, 582, 740, 741, 743, 744, 747, 763.
291	A Bill for an Act entitled: "An Act to amend Section 1535 of the Revised Codes of Montana of	

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	1921, relating to eligibility and qualifications for admission into a Soldiers' Home; and providing for the admission of persons who served with the United States Army in the campaign of 1890 and 1891 against the Sioux and Cheyenne Indians or other Indian campaigns within the borders of the State of Montana."	303, 313, 354, 419, 420, 447, 449, 502, 537, 548, 623, 626, 637.
292	A Bill for an Act entitled: "An Act amending Sections 9256 and 9257 of the Revised Codes of Montana of 1921, relating to the attachment of property."	313, 366.
293	A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Mose Vanina in reimbursement for barn condemned by Montana Livestock Sanitary Board."	314, 322.
294	A Bill for an Act entitled: "An Act to amend Section 681 of the Revised Codes of Montana of 1921, relating to the form, color, size and uniformity of ballot."	314, 366, 416, 443, 484, 496, 534, 662, 665.
295	A Bill for an Act entitled: "An Act to license gasoline dealers engaged in business in the State of Montana; requiring such dealers to file with the State Board of Equalization a bond conditioned upon the payment of gasoline license taxes; providing for revocation of licenses, and making violations of the provisions of this Act a misdemeanor."	319, 333, 369, 411, 430, 441, 457, 505, 522, 549, 740, 742, 743.
296	A Bill for an Act entitled: "An Act to amend Sections 2323 and 2334 of the 1921 Revised Codes of Montana providing for the determination by the State Board of Equalization of the amount of coal mine and coal dealers' license taxes due the state upon the failure of such persons to make report and pay the taxes due the state, providing for a penalty and interest for failure to make reports or pay the taxes due and providing for action at law to collect the same."	322, 367, 427, 443, 444, 467, 482, 534, 641, 652, 660, 670, 692.
297	A Bill for an Act entitled: "An Act to amend Section 2357 of the 1921 Revised Codes of Montana, as amended by Section 1 of Chapter 127 of the Laws of 1925, requiring persons engaged in the business of producing, manufacturing, or import-	

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	ing cement and gypsum, and products of either, to pay to the State of Montana a license tax for engaging in such business, fixing the amount of such license tax and defining the term 'import'."	322, 354, 402, 443, 505, 523, 549, 654, 664, 677, 679, 687.
298	A Bill for an Act entitled: "An Act appropriating money for the operation, maintenance and improvements of the Montana State Fair for the period beginning July 1, 1931, and ending June 30, 1933."	322, 381, 427, 443, 444, 495, 497, 534, 719, 720, 728, 730, 735, 757, 763.
299	A Bill for an Act entitled: "An Act to appropriate money for the carrying out of the operations of the Montana State Library Extension Commission for the period beginning July 1, 1931, and ending June 30, 1933."	322, 490.
300	A Bill for an Act entitled: "An Act to amend Section 1998 Revised Codes of Montana 1921 relating to the exemption of property from taxation."	330, 514.
301	A Bill for an Act entitled: "An Act relating to misrepresentation made in obtaining or securing a policy of life insurance, and defense, in case of suits, based upon misrepresentation in obtaining the same."	330, 368, 369.
302	A Bill for an Act entitled: "An Act to amend Section 985 of the Revised Codes of Montana of 1921, relating to the qualifications of school trustees."	330, 447.
303	A Bill for an Act entitled: "An Act to amend Section 4058 Revised Codes of Montana, 1921, defining the term real estate broker."	330, 524.
304	A Bill for an Act entitled: "An Act to amend Section 2007 of the Revised Codes of Montana of 1921, relating to method of making assessment upon refusal or neglect to make statement and providing penalty for such neglect or refusal."	330, 473, 514, 541, 561, 563, 621, 652, 654.
305	A Bill for an Act entitled: "An Act to amend Section 2101 of the Revised Codes of 1921 of the State of Montana as amended by Section 2 of Chapter 185 of the Laws of 1925, relating to the taxation of the property of freight line companies doing business in Montana and providing for the classification thereof for taxation purposes."	330, 354, 402, 443, 447, 449, 502, 641, 652, 660, 670, 692.
306	A Bill for an Act entitled: "An Act to amend Section 1219 of the Revised Codes of Montana, 1921,	

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	as amended by Chapter 120 of the Session Laws of the 19th Legislative Session, and providing for the levy of school district taxes in excess of ten mills when authorized by a vote of the qualified electors of such district, relating to the qualifications of electors in school district elections held for the purpose of levying a tax in excess of ten mills within such district, specifying the purposes for which an additional levy may be made, providing for the submission of such additional levy for the purpose of raising money to build, alter, repair or enlarge school houses in succeeding years, providing for the submission of an additional levy for a definite number of years for the purpose of raising money to build, alter, repair or enlarge any school house, and amending Section 1222 of the Revised Codes of Montana, 1921, providing for the form and method of marking the ballots and the conduct of elections where the question of an additional levy is submitted to the electors of any school district, and requiring the Board of Trustees of school districts to certify the amount of special levies to the Board of County Commissioners."	330, 509, 510.
307	A Bill for an Act entitled: "An Act defining the title conveyed by tax deed."	330, 414.
308	A Bill for an Act entitled: "An Act to promote the development of the Montana egg industry; to prohibit the sale of eggs unfit for human food; to prevent deception in the sale of eggs; and to encourage greater consumption thereof by regulating and standardizing the grading, classification and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this Act, and repealing Sections 2585, 2634, 2635, 2636, 2637, 2638 and 2639 of the Revised Codes of Montana of 1921, Acts amendatory thereto, and all Acts and parts of Acts in conflict herewith."	330, 456.
Sub. 308	A Bill for an Act entitled: "An Act to promote the development of the Montana egg industry; to prohibit the sale of eggs unfit for human food; to prevent deception in the sale of eggs; and to encourage greater consumption thereof by regulating and standardizing the grading, classification and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this Act, and repealing Sections 2585, 2634, 2635, 2636, 2637, 2638 and 2639 of the Revised Codes of Montana of 1921, Acts amendatory thereto and all Acts and parts of Acts in conflict herewith."	500, 540, 541, 561, 564, 621, 714, 715, 718, 726, 727, 731, 750, 753, 763.
309	A Bill for an Act entitled: "An Act to amend Section 10001 of the Revised Codes of Montana of	

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	1921, as amended by Chapter 119 of the Twenty-first Legislative Assembly of 1929, relating to the duties of the Public Administrator, the County Treasurers and the State Treasurer, in the handling of escheated estate moneys."	331, 368, 416, 443, 467, 482, 534, 584, 624, 637, 642, 643, 649, 657, 691.
310	A Bill for an Act entitled: "An Act to amend Section 3695 of the Revised Codes of Montana of 1921 as amended by Section 6 of Chapter 77 of the Session Laws of the Eighteenth Legislative Assembly, 1923, and as further amended by Section 1 of Chapter 43 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to commercial fish lakes or ponds and regulations regarding same."	333, 510, 570, 579, 589, 595, 621, 652, 653.
311	A Bill for an Act entitled: "An Act releasing owners and operators of motor vehicles from responsibility for damages or injuries to gratuitous passengers; providing such passenger assumes the ordinary negligence of such owner or operator; and providing the ordinary negligence of such owner or operator is imputed to such passenger; excepting owners or operators of motor vehicles whose gross negligence or reckless operation was the proximate cause; and also excepting owners or operators of such vehicles for hire or which are being demonstrated."	336, 500, 538, 572, 579, 589, 595, 618, 621, 653, 664, 677, 679, 687.
312	A Bill for an Act entitled: "An Act appropriating money for the State Highway Commission for the period beginning July 1, 1931 and ending June 30, 1933."	337, 404, 427, 443, 451, 467, 502, 718, 719, 721, 723, 724, 738, 745.
313	A Bill for an Act entitled: "An Act amending Section 1704 of the Revised Codes of Montana of 1921, authorizing the Boards of County Commissioners to levy an additional special tax for the purpose of constructing, maintaining and repairing public bridges and providing for a rate of such taxation."	336, 367, 375, 431.
Sub. 313	A Bill for an Act entitled: "An Act amending Section 1704 of the Revised Codes of Montana of 1921, authorizing the Boards of County Commissioners to levy an additional special tax for the purpose	

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	of constructing, maintaining and repairing public bridges and providing for a rate of such taxation."	431, 473, 480, 481, 505, 523, 549, 637, 641, 650, 654, 679, 704, 708, 709, 710, 718, 730, 752, 763.
314	A Bill for an Act entitled: "An Act providing for the registration and licensing of contractors and defining the term contractor: providing for the creation of a Contractors license Board and Registrar and the compensation of its members and expense of administration thereof, and providing the method of obtaining license to engage in the business of contracting: fixing the fee for such license and providing a method of suspension, cancellation and renewal of such license: providing for a surety bond for such licenses and prescribing penalties for violation of this Act, and providing for the review on appeal from the Act of said contractors licensing board: and providing for the repeal of all Acts in conflict herewith."	336, 525, 572, 579, 590, 606, 608, 610.
315	A Bill for an Act entitled: "An Act establishing civic centers at each and all school houses in third class districts in the State of Montana where the citizens, parent-teacher associations, camp fire girls, boy scouts troops, clubs and associations formed for recreational, educational, political, economic, artistic and moral activities of the respective public school districts may engage in supervised recreational activities, providing for the control of such civic centers and providing further for expenses in connection therewith."	344, 447, 463, 484, 514, 541, 542, 561, 564, 621, 719, 721.
316	A Bill for an Act entitled: "An Act to amend Section 4767 of the Revised Codes of Montana of 1921 as amended by Chapter 29 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as further amended by Chapter 137 of the Session Laws of the Nineteenth Legislative Assembly, 1925, as further amended by Chapter 134 of the Session Laws of the Twentieth Legislative Assembly, 1927 and as further amended by Chapter 49 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the deposit of county, city and town funds."	344, 431, 432.
317	A Bill for an Act entitled: "An Act to amend Section 182 of the Revised Codes of Montana of 1921, as amended by Chapter 85 of the Session Laws of the Eighteenth Legislative Assembly, 1923, and further amended by Chapter 180 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the depositing of funds in the hands of the State Treasurer; and provid-	

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	ing for the security to be delivered by the banks designated as depositories by the State Depository Board."	344, 472.
318	A Bill for an Act entitled: "An Act providing for the creation of water works reserves; providing for the levy, collection and use of a special tax, therefor."	345, 381, 416, 443, 505, 526, 549, 582, 584, 591, 613.
319	A Bill for an Act entitled: "An Act re-appropriating money from the Other Expense Fund of the State Treasurer's appropriation for the biennial period ending June 30, 1931, for the specific purpose of making protective and other improvements in the office of the State Treasurer."	346, 489, 542, 575, 589, 595, 621, 679.
320	A Bill for an Act entitled: "An Act to amend Chapter 144 of the Session Laws of the Twentieth Legislative Assembly 1927, relating to the authority of county commissioners to invest moneys under the control of the county in county and school district warrants and prescribing the duties of the County Commissioners, County Clerk and County Treasurer in connection therewith."	345, 510.
321	A Bill for an Act entitled: "An Act to provide a method for the determination of the ownership of personal property attached and claimed by a third party, and repealing Section 9273 of the Revised Codes of Montana for 1921."	345, 434, 458, 480, 481, 505, 527, 549, 582, 584.
322	A Bill for an Act entitled: "An Act to amend Section 19 of Chapter 57 of the Montana Session Laws of 1927 relating to payment of expenses, losses and contingent fund, also dividends, of building and loan associations and adding thereto a provision for an optional and limited reserve fund under certain conditions."	345, 428, 473, 480, 481, 505, 527, 549, 621, 699, 713, 714, 730, 731, 745.
323	A Bill for an Act entitled: "An Act to amend Section 12 of Chapter 57 of the Laws of the 20th Legislative Assembly of 1927 relating to powers and duties of building and loan associations by adding thereto a provision for the consolidation of building and loan associations and for the absorption by one building and loan association of one or more other building and loan associations and prescribing the manner in which such consolidation or absorption shall be affected."	345, 487, 521, 541, 542, 561, 566, 699, 713, 714, 730, 731, 745.

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324	A Bill for an Act entitled: "An Act to amend Chapter 69 of the Laws of the Twenty-first Legislative Assembly, being 'An Act regulating the slaughtering of neat cattle and the selling of the meat and the by-products thereof; defining and providing for the licensing of butchers and meat peddlers; for the inspection and tagging and stamping of hides and meat; for the issuance and recording of certificates of inspection; fees for such inspection and penalties for violation of this Act; and repealing Chapter 121 of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith.".....	345, 355, 416, 443, 470, 505, 527, 549, 614, 624, 640, 653, 664, 679, 705, 708, 709, 711, 752, 763.
825	A Bill for an Act entitled: "An Act providing for the validating of tax sales and deeds and contracts relative to sales of real property by Boards of County Commissioners."	345, 442, 474, 506, 507, 550, 555, 621, 699, 704, 722, 723, 731.
326	A Bill for an Act entitled: "An Act to amend Section 5232 and 5234 of the Revised Codes of Montana of 1921, relating to special improvement districts in cities and towns; providing for the calling for bids for work and awarding of contracts; providing for the re-advertising for bids within two years; providing this Act to be applicable to such districts created within the preceding two years; and providing for the re-letting of contracts after default of contractor.".....	345, 442, 500, 518, 523, 524, 577, 593, 621, 654, 664, 677, 679, 687.
327	A Bill for an Act entitled: "An Act to amend Section 3566 of the Revised Codes of Montana of 1921, relating to the promotion and regulation of apiculture in the State of Montana.".....	353, 415, 447, 455, 471, 505, 528, 549, 640, 652, 653, 660, 670, 692.
328	A Bill for an Act entitled: "An Act amending Sections 8883, 8885, 8886, 8887, 8889, 8890 and 8893 of the Revised Codes of Montana of 1921 defining juries and the qualifications of jurors; making women eligible for jury service; providing for certain exemptions from jury service; and repealing all Acts and parts of Acts in conflict herewith.".....	353, 432.
329	A Bill for an Act entitled: "An Act to amend Section 4824 of the Revised Codes of Montana of 1921 as amended by Chapter 117 of the Laws of	

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	the Eighteenth Legislative Assembly of 1923, relating to the office of County Auditor.".....	353, 499, 521, 544, 572, 579.
330	A Bill for an Act entitled: "An Act relating to the method and procedure for changing the period of time herd districts will be in effect.".....	353, 415, 457, 471, 505, 528, 549, 641, 652, 653, 660, 670, 692.
331	A Bill for an Act entitled: "An Act providing for the establishment and maintenance of junior colleges in certain school districts of the state; providing a method for submission of the question of their establishment to a vote of the people, and making County Treasurers custodians of junior college funds; permitting such colleges to accept donations and requests for certain purposes; amending Section 1308 of the Revised Codes of Montana of 1921; and repealing all Acts and parts of Acts in conflict therewith.".....	353, 514, 570, 579, 590, 605, 621, 719, 720, 721.
332	A Bill for an Act entitled: "An Act to amend Section 6336 of the Revised Codes of Montana of 1921 relating to the exemption of certain societies from the provision of the Fraternal Benefit Insurance Act."	353. 369, 416, 443, 444, 447, 449, 502, 549, 583, 623, 626, 637.
333	A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana, 1921, as amended by Chapter 124 of the Session Laws of the Eighteenth Legislative Assembly, 1923 and Chapter 48 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the allowance of traveling or other expenses of state, county, city and school district officers and employees."	372, 443, 519, 570, 579.
334	A Bill for an Act entitled: "An Act authorizing Crebbin Investment Company, a corporation, to file its claim with the State Board of Examiners against the State of Montana for compensation and damages by reason of a certain dwelling house owned by said Crebbin Investment Company having been by order of the State Fire Marshal torn down, destroyed and demolished without the knowledge or consent of the Crebbin Investment Company, without notice to it and without authority of law, and authorizing said State Board of Examiners to hear, audit and determine said claim of the Crebbin Investment Company and making an appropriation to pay any	

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	such claim of the said Crebbin Investment Company which the said State Board of Examiners may approve and allow."	373, 405.
335	A Bill for an Act entitled: "An Act to amend Section 9802 of the Revised Codes of Montana of 1921 defining costs and disbursements in a legal action: providing that premiums on bonds are costs in legal actions and are taxable as such according to the course and practice of courts."	373, 433, 458, 480, 481, 505, 528, 549, 582, 584.
336	A Bill for an Act entitled: "An Act authorizing the State Board of Prison Commissioners to establish an oil refinery at the Montana State Prison at Deer Lodge, Montana; providing for the purchase of equipment, crude oil, or other necessary materials for the operation of same; for the employment of convict labor in connection with the operation thereof and disposal of the refined product and use of moneys derived therefrom; and providing an appropriation therefor."	373, 472, 473.
337	A Bill for an Act entitled: "An Act to amend Section 4775 of the Revised Codes of Montana for 1921: relating to appointment of under-sheriffs; to amend Section 4875 of the Revised Codes of Montana for 1921, relating to number deputies allowed county officials."	373, 499.
338	A Bill for an Act entitled: "An Act to amend Sections 4157 and 4164 of the Revised Codes of Montana of 1921, relating to employment agencies and the fees which may be charged applicants and providing teacher's employment agencies may charge not to exceed one per centum of the applicant's salary for one school year."	373, 469, 500, 544, 550, 551, 573, 586, 621, 679.
339	A Bill for an Act entitled: "An Act to amend Section 4246 of the Revised Codes of Montana of 1921 relating to the purchase and sale of commodities or merchandise in packages or containers; the purchase and sale of commodities or merchandise by weight or measure, false representations as to weights or measures and prescribing penalties."	373, 520, 570, 579, 580, 597, 601, 621, 662, 665.
340	A Bill for an Act entitled: "An Act to amend Section 4486 of the Revised Codes of Montana of 1921, relating to employment by County Commissioners of special counsel; providing for collection of seed liens, relief notes and other past due indebtedness and for acting as county real estate agent."	373, 500.

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341	A Bill for an Act entitled: "An Act providing for State Fire Insurance on all property, real or other, owned by the State of Montana, providing for the establishment of a special fund to cover any losses which may be sustained by fire, providing for the investment thereof and providing for repairing or rebuilding property damaged by fire."	373, 454.
342	A Bill for an Act entitled: "An Act to define lobbying, prescribing the conditions under which lobbying may be engaged in, defining lobbyist, providing modes for the identification of the lobbyist, defining illegal modes of engaging in the practice of lobbying and fixing penalties therefor."	373, 473.
343	A Bill for an Act entitled: "An Act to provide for licensing of farm storage, public warehousemen, and the issuance of special bin farm warehouse receipts."	374, 454, 514, 544, 561, 566, 621, 653, 664, 677, 679, 687.
344	A Bill for an Act entitled: "An Act relating to the sale of real property belonging to an estate; providing, executors or administrators may contract with real estate agents for sale of real estate on commission; and providing regulations therefor."	374, 485, 514, 544, 561, 566, 621, 652, 653.
345	A Bill for an Act entitled: "An Act consolidating the offices of State Accountant and State Purchasing Agent; conferring upon the State Purchasing Agent all the powers now by law given to the State Accountant and imposing upon the State Purchasing Agent all the duties of State Accountant; repealing all of Chapter 21, of the Revised Codes of Montana, 1921, being Sections 305, 306, 307, 308 and 309, of the Revised Codes of Montana, 1921; amending Section 285 of Chapter 19, Revised Codes of Montana, 1921; declaring an emergency and repealing all Acts in conflict herewith."	374; 472.
346	A Bill for an Act appropriating money for the payment to Mrs. George Congdon for enlarging and stocking Medicine Lake in Granite County, Montana."	374, 404, 405.
347	A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 17 of the Laws of the Twentieth Legislative Assembly of the State of Montana as amended by Section 1 of Chapter 168 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, providing a method by which	

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	refund or drawback may be obtained of license taxes paid on gasoline handled, and prescribing the procedure for obtaining refund or drawback."	374, 429, 473, 480, 481, 495, 550, 556, 621, 740, 742, 743, 752, 763.
348	A Bill for an Act entitled: "An Act to amend Section 6, of Chapter 109, Laws of 1927, relating to the standards of gasoline sold in Montana."	374, 488, 542, 575, 589, 596, 621, 700, 704, 722, 723, 731.
349	A Bill for an Act entitled: "An Act relating to registration of motor vehicles; relating to the application for registration; and the furnishing and production of County Treasurer's certificate and the City Treasurer's certificate of cities or towns, the Treasurer of which collects the city taxes, relating to taxes; defining the duties of the County Treasurer, the City Treasurer of cities or towns, the Treasurer of which collects the city taxes, and the Registrar of Motor Vehicles and providing a penalty for failure to make application for registration within a prescribed time, and repealing all of Chapter 171 of the Session Laws of the Twenty-first Legislative Assembly of Montana."	374, 512.
350	A Bill for an Act entitled: "An Act to amend Section No. 92 of Chapter 60 of the Laws of the Twentieth Legislative Assembly of the State of Montana relating to the Department of State Lands and the State Board of Land Commissioners and taxation of state lands under amortization certificates providing for the payment by purchasers of state lands of all taxes levied thereon subsequent to their purchase thereof and for the cancellation of certificates of purchase in default of payment of such taxes and relating to the duties of the Board of Land Commissioners and County Treasurers in connection therewith and repealing all Acts and parts of Acts in conflict herewith."	374, 500, 509.
351	A Bill for an Act entitled: "An Act to amend Section 9908 of the Revised Codes of Montana of 1921, relating to what acts or omissions are contempt of a court of justice, and adding to subdivision '6' thereof, that the mailing or serving upon any person, of false instruments purporting to be from a court of justice of this state shall be contempt."	383, 451, 452, 518, 523, 524, 561, 567, 621, 652, 653.
352	A Bill for an Act entitled: "An Act relating to traffic regulations; providing for lights on all vehicles and for warning signals at the extreme	

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	rear end of loads extending three feet or more beyond the rear of body of such vehicle; defining reckless driving; and providing penalties for the violation of the provisions of this Act.".....	383, 508, 509, 565.
Sub. 352	A Bill for an Act entitled: "An Act relating to traffic regulations; providing for lights or reflectors on all vehicles; machinery and mechanical contrivances upon public highways and for warning signals at the extreme rear end of loads extending three feet or more beyond the rear of body of such vehicles; and providing penalties for the violation of this Act.".....	509, 545, 577, 594, 621, 662, 665.
353	A Bill for an Act entitled: "An Act to restrict the running of dogs at large; to protect livestock from depredations of dogs; to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this Act a misdemeanor and providing penalties therefor, and providing for the collection of damages by owners of livestock injured by dogs.".....	383, 508.
354	A Bill for an Act entitled: "An Act authorizing the appointment of a Code Commissioner, defining his powers and duties and making a supplemental appropriation of money for said purpose."	383, 486.
355	A Bill for an Act entitled: "An Act to amend Section 8867 of the Revised Codes of Montana of 1921 relating to and defining the powers of district judges in chambers, and repealing all Acts and parts of Acts in conflict herewith.".....	383, 434, 458, 480, 481, 495, 498, 534, 584, 624, 637, 648, 657, 691.
356	A Bill for an Act entitled: "An Act to appropriate money in favor of the town of Geraldine for special improvement assessments on state owned lots, subject to the approval of the State Board of Examiners."	383, 456, 511, 570, 579, 580, 589, 597, 621, 719, 721, 722.
357	A Bill for an Act entitled: "An Act designating the Western Meadow Lark, <i>Sturnella-Neglecta</i> (Audubon), as the official bird of the State of Montana."	383, 454, 500, 518, 561, 567, 621, 664, 679, 698, 703, 709.
358	A Bill for an Act entitled: "An Act to authorize and provide for the consolidation and merging of the corporate existence and government of any county of the state and all cities and towns therein	

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	into one municipal corporation and government; defining the powers thereof and providing for a commission-mayor plan of government therefor."...	383, 519, 520, 570, 578, 579, 585.
359	A Bill for an Act entitled: "An Act amending Section 1998 of the Revised Codes of Montana of 1921, relating to exemptions from taxation.".....	384, 488, 514, 544, 546, 570, 578, 589, 597, 609.
360	A Bill for an Act entitled: "An Act providing for the appointment of a committee consisting of three members of the House of Representatives and three Senators in the State of Montana to investigate the reasonableness and unreasonableness of telephone rates in the State of Montana, whether applying to local or long distance calls or rates and providing how each committee shall be selected; and providing for an investigation into the necessity for pay telephones in business houses and public places; and providing for an appropriation for said investigation deferring the rights of said committee and giving the committee authority to carry into effect its finding and giving said committee power and authority to enforce the same through the same proceedings as applied to orders of the Railroad and Public Utility Commissioners of the State of Montana, as provided for in the Revised Codes of Montana, 1921, and amendments."	384, 486, 487, 512.
361	A Bill for an Act entitled: "An Act forfeiting to the state and providing for the seizure, confiscation and sale of any vehicle used in the transportation of meat or meat products in violation of Chapter 69 of the Laws of Montana of 1929, or for the transportation of any stolen sheep, cattle, hogs, poultry, or the products of either thereof, providing procedure for such confiscation and sale and disposition of proceeds of sale.".....	384, 428, 473, 480, 481, 495, 508, 518, 523, 524, 542, 543, 582, 614, 624, 638, 651, 653, 657, 658, 671, 675, 681, 692.
362	A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 21 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to the office of County Surveyor in all counties having a total registered vote of 10,000 or over at the last general election; defining the powers and duties of the County Surveyor and fixing the amount which he shall receive for his services.".....	384, 455.
363	A Bill for an Act entitled: "An Act appropriating money from the General Fund for the purpose	

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	of conditioning the basement under the present Historical Library, quarters in the extreme south-east corner of the Capitol Building by the construction of a fire wall and of a metal stairway leading from the library proper and for the installation of sufficient metal shelving for the filing of bound newspaper records, books and other historical documents and for the safeguarding against fire and theft of historical records."....	384, 489, 490, 542, 575, 590, 597, 602, 621, 699, 704, 722, 723, 731.
364	A Bill for an Act entitled: "An Act to appropriate money for the payment of a deficiency claim of Montana State College of Agriculture and Mechanic Arts for advances made to pay for the cost of testing samples of gasoline, kerosene, lubricating oil, tractor fuel and engine distillate.".....	384, 490.
365	A Bill for an Act entitled: "An Act to amend Sections 273, 274 and 275 of the Revised Codes of Montana of 1921, relating to powers of the Board of Examiners concerning employment and compensation of assistants to civil executive state officers, boards, commissions and departments.".....	384, 432, 500, 518, 523, 524, 542, 543, 582, 623, 653, 664, 678, 684, 685, 694, 709.
366	A Bill for an Act entitled: "An Act to repeal Section 3707 of the Revised Codes of Montana, 1921, as amended by Chapter 77 of the Session Laws of 1923, relating to compensation of persons issuing licenses."	397, 415, 458, 481, 495, 573, 586, 621, 664, 679, 698.
367	A Bill for an Act entitled: "An Act amending Section 3676 of the Revised Codes of Montana, 1921, relating to the changing, creating and posting of fish and game districts, preserves, refuges, closed districts, sanctuaries and rest grounds, prescribing penalties for a violation of this Act, and repealing all Acts and parts of Acts in conflict with the provisions hereof."	397, 415, 457, 474, 485, 486.
368	A Bill for an Act entitled: "An Act to amend Sections 5859 and 5861 of the Revised Codes of Montana, 1921, relating to the adoption of minors.".....	397, 452, 500, 518, 542, 544, 582, 637, 641, 693, 719, 728, 730, 735, 758, 763.
369	A Bill for an Act entitled: "An Act to authorize the discontinuance of county high schools, specify-	

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	ing procedure therefor and prescribing the method of disposing of the property of such high schools and of caring for their obligations in event of such abolishment, and providing for the method of apportionment of high school funds to the school district in which a county high school was formerly located in the event of the abolishment of the county high school and the establishment of a district high school therein, and repealing Chapter 125 of the Laws of the 18th Legislative Assembly of the State of Montana of 1923."	397, 510, 545, 575, 589, 597, 622, 719, 721.
370	A Bill for an Act entitled: "An Act to amend Sections 4027 and 4028 of the Revised Codes of Montana of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Sections 4029, 4032, 4033, 4037 and 4038 of the Revised Codes of Montana of 1921, and Section 4040 of the Revised Codes of Montana of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Section 4043 of the Revised Codes of Montana of 1921, and Section 4050 of the Revised Codes of Montana of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Sections 4051, 4052 and 4053 of the Revised Codes of Montana of 1921, defining investment companies and securities and prescribing regulations thereof; providing for the registration of agents of investment companies and granting permits to do business and prescribing fees to be paid by investment companies and stockbrokers and agents thereof, and prescribing the duties of the Investment Commissioner."	398, 513.
371	A Bill for an Act entitled: "An Act defining industrial use of gasoline; exempting the same from all payment of gasoline taxes, defining industrial uses; making effective the provisions of this Act, and repealing all Acts providing for refunds of taxes imposed for the use of gasoline for industrial purposes."	398, 513.
372	A Bill for an Act entitled: "An Act appropriating money for a portion of the premiums for county and district agricultural fairs."	400, 453, 490.
373	A Bill for an Act entitled: "An Act to provide state aid to county and district agriculture fairs relating to appropriation and the purpose for which same shall be used."	398, 453, 490.
374	A Bill for an Act entitled: "An Act to amend Chapter 149 of the Laws of 1927 relating to contracts for the construction of buildings or the alteration, repair and improvement of buildings and grounds on behalf of and for the benefit of the state, advertising for bids and prohibiting the cost plus system or principal."	398, 510, 511.

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375	A Bill for an Act entitled: "An Act to amend Section 556 of the Revised Codes of Montana of 1921, so as to permit the registration of college and university students for voting purposes.".....	398, 473.
376	A Bill for an Act entitled: "An Act authorizing the State Board of Land Commissioners to refund to W. A. Lynn the balance of certain moneys paid by him as principal and interest under certificate of purchase of lands which have been cancelled by said board."	400, 456, 490, 491.
377	A Bill for an Act entitled: "An Act to amend Section 6903 of the Revised Codes of Montana of 1921, as amended by Chapter 18 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the recovery of damages and attorney fees in actions to obtain a release of an oil and gas lease which has become forfeited."....	398, 452, 518, 573, 587, 622, 662, 665.
378	A Bill for an Act entitled: "An Act to prohibit the keeping or harboring of mischievous dogs, making the owner or harborer thereof liable for any damage done by such dogs in killing, wounding or worrying any domestic animal or animals; authorizing the killing of dogs found injuring or worrying livestock; defining what shall constitute a dog a public nuisance, and providing a procedure for having a dog so declared and authorizing the killing of such dog."	398, 508, 570, 580, 590, 591.
379	A Bill for an Act entitled: "An Act to regulate lobbying by State employee and providing penalties therefor."	398, 446, 500, 544, 545.
380	A Bill for an Act entitled: "An Act to amend Section 5194, of the Revised Codes of Montana of 1921, as amended by Chapter 175 of the Session Laws of the 19th Legislative Assembly, relating to the amount of tax to be levied by cities and towns for municipal purposes."	398, 428, 473, 480, 481, 495, 561, 567, 621, 637, 641.
381	A Bill for an Act entitled: "An Act to amend Section 3726 of the Revised Codes of Montana of 1921, providing for court hearing prior to confiscation of any property seized by the Fish and Game Department."	399, 486.
382	A Bill for an Act entitled: "An Act to provide for the creation, management, operation and maintenance of district agricultural fairs, relating to	

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	county levies and the purpose and manner for which same shall be used."	399, 453, 500, 518, 523, 524, 540, 541, 573, 587, 622, 664, 679, 698, 703, 709.
383	A Bill for an Act entitled: "An Act for the purpose of raising revenue for the State of Montana to be known as the Chain License Act; providing who or what business must pay a license tax under the provisions of this Act."	399, 520, 545, 575.
384	A Bill for an Act entitled: "An Act to amend Section 8339 of the Revised Codes of Montana as amended by Chapter 23 of the Session Laws of the Nineteenth Legislative Assembly 1925, relating to mechanics liens; defining who are entitled to lien and extending same to cover product of coal-mines, mining-claims, oil-wells and gas wells."	399, 491, 521, 544, 561, 567, 621, 679.
385	A Bill for an Act entitled: "An Act to amend Section 2960 of the Revised Codes of Montana of 1921, relating to Workmen's Compensation and providing a method of appeal and trial de novo by jury."	399, 454.
386	A Bill for an Act entitled: "An Act to provide for a license tax upon telephone instruments."	399, 487.
387	A Bill for an Act entitled: "An Act amending Section 1 of Chapter 21 of the Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to the office of County Surveyor of all counties having a total registered vote of 15,000 or over at the preceding general election; defining the powers and duties of County Surveyor; and, providing for salaries."	399, 500, 518, 523, 524, 573, 581, 590, 597, 602, 622, 654, 664, 679, 687, 694.
388	A Bill for an Act entitled: "An Act to amend Section 3588 Revised Codes of 1921, relating to storage and sale of grain in public local grain warehouses."	399, 475.
389	A Bill for an Act entitled: "An Act to amend Section 3659 of the Revised Codes of Montana, 1921."	399, 486.
390	A Bill for an Act entitled: "An Act to amend Section 3655 of the Revised Codes of Montana, 1921."	399, 486, 515.
391	A Bill for an Act entitled: "An Act to repeal Section 3725 of the Revised Codes of Montana, 1921."	399, 486.

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392	A Bill for an Act entitled: "An Act to amend Section 6 of Chapter 95 of the Laws of the Twentieth Legislative Assembly of the State of Montana, and to provide for the further protection of forest and forest lands within the State of Montana.".....	399, 456, 500, 518, 550, 556, 621, 654, 662, 664, 670, 681, 692.
393	A Bill for an Act entitled: "An Act to provide for the exchange of state owned lands for other lands of like value owned by the United States or in private ownership: said exchanges being confined to forest lands whether timbered, cut over or burned; and authorizing the State Board of Land Commissioners of the State of Montana to effect such exchanges as seem to be in the interest and for the advantage of the State of Montana."	399, 487, 542, 575, 576, 589, 598, 622, 654, 664, 678, 684, 685, 694, 709.
394	A Bill for an Act entitled: "An Act to provide for the protection of the forest lands of the State of Montana against the starting and spreading of forest fires, and authorizing the Governor of the State of Montana to close by proclamation to entrance without a permit, the forest lands of the State of Montana or so much thereof as may be necessary during period of drought, and making unlawful the starting of fires in such closed areas, and providing penalties for the violation thereof.".....	400, 455, 456, 500, 518, 573, 587, 598, 622, 665, 679.
395	A Bill for an Act entitled: "An Act providing the fees to be paid by a foreign corporation for filing a certified copy of its chapter or articles of incorporation in the office of the Secretary of State of the State of Montana; requiring the filing of reports and the making of statements by such corporations, and repealing Chapter 132, Laws of the Eighteenth Legislative Assembly of Montana of 1923, Chapter 95 of the Laws of the Nineteenth Legislative Assembly of Montana of 1925, and all other Acts and parts of Acts in conflict."	400, 489, 542, 575, 589, 622, 665, 679, 712, 714, 715, 734, 745.
396	A Bill for an Act entitled: "An Act providing a method by which a foreign corporation which has filed the documents prescribed by Sections 6651 and 6652 Revised Codes of Montana, 1921, may surrender its authority to transact business in Montana and withdraw therefrom, and pre-	

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	scribing the duties of the Secretary of State in connection therewith."	400, 472, 514, 544, 550, 556, 621, 699, 712, 714, 734, 745.
397	A Bill for an Act entitled: "An Act to determine the value of public utility property when used as a basis for rate making purposes and prohibiting the Board of Railroad Commissioners and Ex-Of-ficio Public Service Commission from putting in-to effect any rates fixed in violation of this Act."	400, 487.
398	A Bill for an Act entitled: "An Act to provide for special meetings of the Board of County Com-missioners to transact such business as may arise through emergency and between the times of regular meetings."	400, 432, 474, 518, 561, 568, 620, 654, 664, 679.
399	A Bill for an Act entitled: "An Act regulating the size and weight of highway vehicles, the size of loads which may be placed upon or within highway vehicles, regulating the size and number of trailers and towed vehicles, and limiting the total load permissible for each vehicle and the gross weight on any axle, and prohibiting the use of vehicles with wheels having on their periphery any block, stud, flange, cleat or spike."	400, 429, 474, 518, 561, 568, 620, 740, 742, 743, 753, 763.
400	A Bill for an Act entitled: "An Act to amend Sec-tion 2069 of the Revised Codes of Montana of 1921, relating to the assessment of livestock and designating the county in which the said livestock shall be assessed and the taxes thereon paid, and repealing all Acts and parts of Acts in conflict herewith."	405, 508.
401	A Bill for an Act entitled: "An Act amending Section 9349 of the Revised Codes of Montana of 1921, relating to method of procedure in the trial of civil actions; and providing that the charge of the court, the instructions given, modi-fied or refused shall be deemed excepted to and no bill of exceptions required as to them."	406, 452, 514, 544, 545, 573, 588, 622, 679.
402	A Bill for an Act entitled: "An Act for the regu-lation of the sale or leasing of space or spaces, niches or crypts in mausoleums or columbariums for the interment of dead human bodies, or human ashes and requiring permit from Investment Com-missioner, and providing for an appeal from said Commissioner's refusal to grant the same and for the creation of a trust fund from moneys re-ceived to be administered as prescribed by said	

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	Commissioner and providing penalties for the violation of this Act and repealing Acts in conflict herewith."	406-470.
403	A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 125 of the Laws of the Nineteenth Legislative Assembly relative to the appointment of water commissioners upon adjudicated streams and providing for a time when such shall be appointed."	406, 474, 475.
404	A Bill for an Act entitled: "An Act relating to special improvement districts in cities and towns; amending Section 5249 of the Revised Codes of Montana of 1921 relating to bonds and warrants of such districts; and providing for payment, under certain circumstances of shortages in special improvement district assessment funds."	406, 455, 519.
405	A Bill for an Act entitled: "An Act to amend Section 11700 of the Revised Codes of Montana of 1921, relating to appeals in proceedings for removal of officers, suspension from office and filling of vacancies during the pendency of said appeals."	406, 433, 434, 474, 518, 573, 588, 622, 665, 679, 704, 722, 723, 731.
406	A Bill for an Act entitled: "An Act repealing Chapter 27 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Chapter 59 Session Laws of 1923."	406, 446.
407	A Bill for an Act entitled: "An Act to provide for the sanitary inspection of slaughtering houses, the slaughtering, inspection and grading of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof."	406, 428, 474, 518, 573, 588, 622, 681, 704, 722, 723, 731.
408	A Bill for an Act entitled: "An Act to repeal Sections 624, 631, 634, 635, 636, 637, 638, 646, 647, 650, 653, 654 655, 656, 657, 658, 659, 660, 661, 664, 665, 666, 667, 668, 669, 670 of the Revised Codes of Montana of 1921; and to repeal Section 632 of the Revised Codes of Montana of 1921; as amended by Chapter 3 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Section 639 of the Revised Codes of Montana of 1921, as amended by Chapter 7 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Section 640 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923, and as	

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	<p>further amended by Chapter 125 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Sections 641, 644 and 645 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923; and to repeal Sections 648 and 649 of the Revised Codes of Montana of 1921, as amended by Chapter 12 of the Session Laws of the Nineteenth Legislative Assembly of 1925; and to repeal Section 651 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923, and as further amended by Chapter 14 of the Session Laws of the Twentieth Legislative Assembly of 1927, and as further amended by Chapter 67 of the Session Laws of the Twenty-first Legislative Assembly of 1929; and to repeal Section 652 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923; and to repeal Section 662 of the Revised Codes of Montana of 1921, as amended by Chapter 98 of the Session Laws of the Twentieth Legislative Assembly of 1927, and as further amended by Chapter 34 of the Session Laws of the Twenty-first Legislative Assembly of 1929; all relating to primary elections; and to repeal all Acts and parts of Acts in conflict herewith; and to provide for the nomination of party candidates for municipal, county and district officers by direct vote and to provide for the nomination of party candidates for state and congressional offices by party convention; for the election of county central committeemen by direct vote and for the election of a state central committee by a county convention; for the holding of meetings and conventions by the state central committee and for the nomination of party candidates for state and congressional offices by party conventions, specifying the qualifications of voters and providing for the holding of primary elections and providing for office supplies, canvassing of votes and the return and canvass of the ballot at such election by the Board of County Commissioners; canvassing of votes for nomination for the office of district judge; providing for the determination of the nomination in case of a tie vote; providing the county shall furnish election supplies; providing for nomination by petition; the certifying of nominees of state conventions; filing of nomination papers in offices of Secretary of State and County Clerk; and certifying by the Secretary of State as to the rights of candidates for district judge; fees for filing nominations; preparation of ballots by County Clerk; form of primary ballots; nomination by petition; preservation of certificates of nomination; certification of nomination by Secretary of State; preparation of names of nominees by</p>	

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	County Clerk; filling of vacancies in nominations; providing for the personal expense of candidates; filing of itemized accounts of expense of candidates; defining perjury and providing penalties therefor and for the signing of the name of another person on a nomination paper or certificate."	406, 525, 526.
409	A Bill for an Act entitled: "An Act amending Section 1190 of the Revised Codes of the State of Montana of 1921, as amended by Chapter 25 of the Laws of the 19th Legislative Assembly of the State of Montana of 1925, relating to contracts for supplying textbooks, and Section 1191 of the Revised Codes of Montana of 1921 relating to the selection of textbooks; providing for the use of basal, co-basal and supplementary textbooks; providing for the appointment and duties of a supervisory board to the State Textbook Commission; limiting the selection of textbooks to the recommendations of such advisory board; and providing that the time for using such books may be extended one year with the approval of the State Superintendent."	407, 514, 561, 580, 587, 602, 622, 719, 721.
410	A Bill for an Act entitled: "An Act to amend Section 5011 of the Revised Codes of Montana of 1921, relating to the payment of election judges and clerks; providing not more than a majority be from any one political party, and the fixing of voting places by the city council."	407, 455, 514, 544, 545, 561, 568, 621, 681, 700, 740.
411	A Bill for an Act entitled: "An Act amending Section 590 of the Revised Codes of Montana of 1921, relating to the appointment of judges of election; providing for the selection of judges from lists submitted; providing for the qualifications of judges of election."	407, 473, 514, 544, 545, 561, 569, 621, 665, 679.
412	A Bill for an Act entitled: "An Act relating to the protection of bear and declaring a closed season thereon."	407, 442, 474, 518, 561, 569, 572, 573, 580, 597, 603, 622, 654, 662, 664.
413	A Bill for an Act entitled: "An Act to appropriate money from the General Fund and certain special funds for the operation and maintenance of certain departments, boards and commissions for the year ending June 30, 1931, the appropriations	

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	made by the Twenty-first Legislative Assembly having been found to be insufficient.".....	408, 489, 542, 576, 589, 598, 622, 699, 711, 714, 716, 734, 745.
414	A Bill for an Act entitled: "An Act to appropriate money for the payment to William Maxwell for services rendered as State Mine Inspector, subject to the approval of the State Board of Examiners.".....	409, 491.
415	A Bill for an Act entitled: "An Act requiring every person driving a motor vehicle upon the public highway to bring said vehicle to a full stop at unguarded railway crossings; providing for railway crossing signs and fixing a penalty for violation of the provisions of this Act.".....	407, 458.
416	A Bill for an Act entitled: "An Act to amend Section 32 of Chapter 93 of the Laws of the 21st Legislative Assembly of Montana of 1929, relating to the labeling of oleomargarine and other butter substitutes and to the use of same by hotels or restaurants.".....	408, 511.
417	A Bill for an Act entitled: "An Act defining oleomargarine; providing for the licensing of dealers in oleomargarine; levying a tax upon sales of oleomargarine within the State of Montana; providing the method of collecting said license fee and tax for the disposal of the proceeds thereof; providing penalties for the violation of this Act and repealing Sections 38, 40, and 41 of Chapter 93 of the Session Laws of the 21st Legislative Assembly of Montana of 1929, and all other Acts and parts of Acts in conflict herewith.".....	408, 511.
418	A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 109 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the regulation and licensing of manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil, and oil and grease for boilers, and providing a license for the right to engage in said business within the State of Montana, and fixing fees therefor.".....	408, 530.
419	A Bill for an Act entitled: "An Act defining political party or principle wherever same is used in the election laws of the State of Montana.".....	408, 432, 452, 500, 518, 561, 569, 621, 652, 654.
420	A Bill for an Act entitled: "An Act creating a special commission for the observance of the two hundredth anniversary of the birth of George Washington and making appropriation therefor."..	409, 489, 545, 576, 589, 599, 622, 679.

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421	A Bill for an Act entitled: "An Act providing for compensation and mileage for district school trustees; limiting the number of meetings to which the same applicable; and validating payment heretofore made."	408, 467.
422	A Bill for an Act entitled: "An Act to regulate and license manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil and oil and grease for boilers; providing a license for the right to engage in said business within the State of Montana and fixing fees therefor; requiring all such commodities to meet tests in this Act prescribed and provided; requiring a bond from dealers in and refiners of gasoline; providing for the posting of notices of the grade and character of the commodity sold, providing for the inspection of such commodities when dangerous to life and originating in points outside the State of Montana and shipped therein; establishing a laboratory; permitting manufacturers, dealers and distributors the right to adopt and register a trade name and forbidding infringement thereof; recognizing and clothing the Board of Equalization of the State of Montana with power to compel dealers in said commodities to meet representations and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof; fixing penalties for the enforcement of this Act; investing the Board of Equalization of the State of Montana with the enforcement and administration thereof; providing an appropriation therefor. and repealing Chapter 109, Session Laws of the Twentieth Legislative Assembly, 1927, Acts amendatory thereto and all Acts and parts of Acts in conflict herewith."	409, 530, 531, 572, 580, 597, 603, 622, 679.
423	A Bill for an Act entitled: "An Act to create a legislative reference bureau, and to provide for its functions, operations and maintenance; providing for a board of trustees of such bureau and the appointment of a librarian, and fixing his salary, and for the appointment of necessary assistants from time to time, and providing an appropriation therefor, and to repeal Section 1568 of the Revised Codes of Montana, 1921."	409, 472, 512, 545, 576, 589, 599, 622, 719, 721.
424	A Bill for an Act entitled: "An Act to amend Section 2000 of the Revised Codes of Montana of 1921, relating to the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of taxes upon property in this state."	408, 468, 743.

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426	A Bill for an Act entitled: "An Act to amend Sections 19, 20, 105, 134 and 135 of Chapter 89 of the Laws of the Twentieth Legislative Assembly of the State of Montana, being an Act revising and codifying the banking laws and providing for the incorporation and regulation of state banks and trust and investment companies; providing for the regulation of private banks; the maintenance of a State Banking Department, creating a fund to be known as the State Examiner's Fund and prescribing the qualifications, duties and compensation of the State Superintendent of Banks, and of the deputies and employees of the Banking Department, and prescribing a method for the liquidation of state banks, trust and investment companies, and repealing certain sections of the laws of Montana, together with Acts amendatory thereof, and providing penalties for the violations of this Act.".....	408, 513, 561, 580, 597, 603, 622, 699, 713, 714, 734, 745.
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432	A Bill for an Act entitled: "An Act to amend Sections 2296 and 2297 and to repeal Section 2298 of the Montana Revised Codes of 1921, and to amend Section 2303, Montana Revised Codes of 1921, as amended by Section 4 of Chapter 146 of the Laws of 1923; to provide a license tax upon corporations doing business in the State; providing a method of arriving at net income; to allow certain deductions; and to exempt certain corporations from said tax; to provide for allocation of business done within and without the state; to provide for the necessary enforcement and collection of said tax, and granting powers to the State Board of Equalization to make rules and regulations relative thereto, and repealing all Acts and parts of Acts in conflict herewith."	417, 468.
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437	A Bill for an Act entitled: "An Act making it unlawful for any officer, board, or other agency of the State of Montana, or any Board of County Commissioners, or county officer, or school board, or any town or city council, or any town or city officer, as such, to employ any married woman, for any position or employment; having an able bodied husband who is receiving one hundred and fifty dollars (\$150.00) per month or its equivalent, or having a husband financially able to support her; providing for the temporary employment of such person in cases of emergency; providing any warrant issued or payment made therefor be null and void and providing the liability therefor; providing a method for the justification of the employment; providing taxpayer's remedy at law; excluding now existing contracts; and providing penalties for violation of this Act."	417, 475.
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445	A Bill for an Act entitled: "An Act providing for an additional tax levy for the support, maintenance and improvement of the University of Montana, Agricultural Experiment Station and Extension Service for the years 1931 and 1932, pursuant to the provisions of Chapter 138 of the Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929 referred to and approved by the people of the State of Montana, at the general election held in November, 1930, the same being known as Referendum Measure Number Thirty-four."	418, 565, 577, 591, 605, 606, 622, 654, 664, 740, 743, 753, 763.
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448	A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section Three, Article Six, of the Constitution of Montana, and for the repeal of Sections Four, Five and Six of Article Six of the Constitution of Montana, relating to apportionment and representation and providing for the creation of Senatorial and Representative Districts."	520, 532, 570, 580, 590, 605.
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22	A Bill for an Act entitled: "An Act to amend Sections 3681 and 3704 Revised Codes of Montana of 1921, as amended by Chapter 77 of the Laws of 1923 and by Chapter 192 of the Laws of 1925 and by Chapter 59 of the Session Laws of 1927, relating to the open and closed season for fur-bearing animals."	108, 196, 234, 584, 613, 614, 616, 633.
23	A Bill for an Act entitled: "An Act to amend Section 4465 Revised Codes of Montana 1921, as amended by Chapter 95 Acts of 18th Legislative Assembly and by Chapter 54 Acts of 20th Legislative Assembly and by Chapters 38 and 142 Acts of 21st Legislative Assembly, relating to the general and permanent powers of Boards of County Commissioners."	108, 216.
Sub. 23 and 26	A Bill for an Act entitled: "An Act to amend Section 4465 Revised Codes of Montana 1921, as amended by Chapter 95 Acts of 18th Legislative Assembly and by Chapter 54 Acts of 20th Legislative Assembly and by Chapters 38 and 142 Acts of 21st Legislative Assembly, relating to the general and permanent powers of Boards of County Commissioners."	216, 272, 290, 292, 340, 346, 499, 618, 630, 631, 632, 693.
24	A Bill for an Act entitled: "An Act to validate sales made by Boards of County Commissioners of property acquired by counties by tax deeds."	108, 156, 195, 232, 239, 354, 442.
25	A Bill for an Act entitled: "An Act relating to irrigation districts, authorizing and empowering irrigation districts and the commissioners thereof to contract with the United States for a loan of money under any Act of Congress permitting such loan; to create a sinking fund and invest the surplus thereof; to create liens against district lands and the irrigation system; to surrender the control, operations and maintenance of the district in case of default in payments to the United States; to authorize and empower the County Treasurer to cancel and surrender irrigation dis-	

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	strict bonds; and relating to the procedure to be followed in contracting with the United States.".....	123, 147, 232, 239, 321, 334, 338, 339, 386, 422.
26	A Bill for an Act entitled: "An Act to give Boards of County Commissioners jurisdiction and power to lease real estate acquired by tax deed."	123, 216.
27	A Bill for an Act entitled: "An Act to amend Section 40 of Chapter 93 of the Laws of the Twenty-first Legislative Assembly having to do with the license fees for persons, firms or corporations selling, exchanging, or offering for sale, or having in possession with intent to sell oleomargarine, imitation or filled cheese or any substitute for any dairy product made from milk or cream."	146, 343, 423, 459, 464, 511, 618, 629.
28	A Bill for an Act entitled: "An Act to make it unlawful for any officer, board, or other agency of the state, or any board of county commissioners, county officer, or school board, or any town, or city council, or city officer, to employ any married woman, having a husband able bodied or financially able to support her, for any position or employment in this state, and making the allowance of any claim, and the issuance or payment of any warrant therefor null and void, and providing penalties for the violation of the Act."	156, 255, 327.
29	A Bill for an Act entitled: "An Act to amend Section 5280 of the Revised Codes of Montana, 1921, relating to publication of notice of sale of municipal bonds."	156, 182, 234, 271, 382, 411, 430, 443, 617, 625, 644.
30	A Bill for an Act entitled: "An Act providing for the licensing of persons, firms or corporations selling or vending drugs, medicines and remedies as provided under the authority of Chapter 227 of the Revised Codes of Montana of 1921, providing for the issuance of such license, and fees therefor and penalties for the violation of the provisions of this Act and for the revocation of licenses issued hereunder."	171, 425, 476, 504, 547, 551, 661, 672, 673, 684, 686, 726.
31	A Bill for an Act entitled: "An Act relating to abstracters and to the business of abstracting: providing for the creation of a Board of Abstract Examiners, fixing the compensation of its members, and providing for the organization and the operation of the board; defining the qualification of abstracters and requiring their registration; defining registered abstracters; providing for the examination of the applicants by the Board of Abstract Examiners; the issuance of certificates of	

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	registration and certificates of authority, and designating the contents of certificates; prescribing the license fee to be paid by the applicant or the abstracter before taking the examination or engaging in business; requiring the filing of a bond, or securities in lieu thereof, and prescribing its form, penalty and amount, designating a seal to be used; granting to the Board of Examiners power to cancel and revoke certificates of registration or of authority; providing for hearings on applications to revoke or cancel, and granting right of appeal from the decisions of the board canceling or revoking certificates; fixing the penalties for the violation of this Act and repealing Sections 4139, 4140, 4142 and 4143, as amended by Chapter 60 of the Laws of the Nineteenth Legislative Assembly; Sections 4144, 4145, and 4146 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith; and excepting from the provisions of this Act any person, firm or corporation holding a valid and subsisting certificate of authority issued pursuant to said Section 4140."	181, 535, 583, 613, 616, 670, 671, 672, 673, 683, 758.
32	A Bill for an Act entitled: "An Act to amend Sections 8607, 8608, 8609 and 8610 of the Revised Codes of Montana of 1921, regulating the sales in bulk of goods, wares, merchandise and fixtures, and all personal property used in the business of the vendor, and making provision for the protection of creditors of the vendor."	182, 503, 547, 551, 549, 676, 684, 685, 687, 690, 747.
33	A Bill for an Act entitled: "An Act to amend Section 1998 of the Revised Codes of Montana of 1921, relating to exemptions from taxation."	182, 216, 272, 307, 310, 514, 546, 570, 630, 631, 647, 659, 665, 693.
34	A Bill for an Act entitled: "An Act to amend Sections 5, 12, 16, 17, and 21 of Chapter 27 Session Laws of the Twenty-first Legislative Assembly of Montana 1929, providing for the storage of grain on farms, on or near railroad rights-of-way and other suitable places, making provision regulating said storage, providing for the issuance of negotiable warehouse receipts on grain stored therein, providing for the supervision and regulation of said storage, delegating authority under the provisions of the Act and providing for general regulations and funds to carry out the provisions of this Act, and providing penalties for violations of this Act."	182, 196, 234, 271, 454, 617, 625, 656.

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35	A Bill for an Act entitled: "An Act amending Section 2436 of the Revised Codes of Montana 1921 relating to the licenses of manufacturers of soft drinks providing for said license fees."	182, 255.
36	A Bill for an Act entitled: "An Act permitting James H. Winchell of Hill County, Montana, to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident."	197, 370, 435, 440, 453, 617, 626, 656.
37	A Bill for an Act entitled: "An Act to amend Section 8416 Revised Codes 1921 relating to negotiable instruments."	217, 291, 370, 393, 435, 440, 549, 645, 660, 672, 673, 703.
38	A Bill for an Act entitled: "An Act to amend Chapter 180 Laws of 1929 relating to the depositing of funds in the hands of the State Treasurer: and providing for the security to be delivered by the banks designated as depositories by the State Depository Board."	217, 291, 370, 435, 440, 469, 618, 630, 631, 643, 647, 659.
39	A Bill for an Act entitled: "An Act to amend Section 10975 of the Revised Codes of Montana of 1921, fixing the punishment for the crime of robbery."	217, 329, 393, 477.
40	A Bill for an Act entitled: "An Act prohibiting the willful and malicious uttering or publishing of false statements against any bank or trust company and providing a penalty therefor."	217, 342, 423, 437, 476, 479, 645, 660, 697, 717.
41	A Bill for an Act entitled: "An Act to amend Section 94 of Chapter 89 of the Laws of Montana of 1927, relating to consolidation of banks."	217, 291, 370, 423, 459, 464, 645, 646, 672, 675, 684, 685, 687, 690, 692, 725, 746, 748, 758.
42	A Bill for an Act entitled: "An Act to amend Section 46 Chapter 89 of the Laws of 1927 relating to the calculation of profits by banks."	217, 291, 370, 435, 440, 468, 618, 628, 644.
43	A Bill for an Act entitled: "An Act providing for the adoption of the managerial form of county government."	217, 395, 461, 476, 547, 551, 658, 672, 674, 726.

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44	A Bill for an Act entitled: "An Act providing for the levy of irrigation district taxes or assessments by Board of County Commissioners when levy is not made by Board of Commissioners of district and providing for furnishing the County Clerk information with reference to such levy."	217, 272, 307, 310, 321, 322, 334, 338, 339, 352, 353, 354, 386, 397, 412, 443, 617, 625, 660.
45	A Bill for an Act entitled: "An Act to amend Chapter 109 of the Session Laws of the State of Montana of 1927, relating to the regulation and sale of gasoline, kerosene, distillates, oils and greases, by adding after Section 7, a new Section to be known as Section 7A; providing grades and specifications for distillates sold as 'tractor fuel' or 'motor fuel,' etc."	235, 396, 437, 534, 537, 627, 647, 656, 678, 682, 726.
46	A Bill for an Act entitled: "An Act to amend Section 9079 of the Revised Codes of Montana, 1921, relating to the joinder of the State of Montana as defendant in certain actions."	235, 273, 370, 435, 440, 485, 618, 628, 644, 696.
47	A Bill for an Act entitled: "An Act to amend Section 4867 of the Revised Codes of Montana of 1921, relating to the annual compensation or salary for services of county officers in counties of the sixth and seventh class."	236, 372, 437.
48	A Bill for an Act entitled: "An Act to provide for the revocation or cancellation of registration or licenses of registered pharmacists in the State of Montana, and providing for appeal from any order or decision revoking any license or registration which has been granted."	236, 426.
49	A Bill for an Act entitled: "An Act to amend Section 2222 Revised Codes of Montana, 1921, providing for the refunding of taxes, penalties and costs paid more than once or erroneously or illegally collected, and enacting a new section to be designated as Section 2222-A providing for the cancellation of erroneous and illegal assessments."	236.
50	A Bill for an Act entitled: "An Act to amend Section 4614 Revised Codes of the State of Montana of 1921, as amended by Chapter 99 of the Session Laws of the Nineteenth Legislative Assembly of the State of Montana, relating to county bonds and validating certain county bond issues."	236, 273, 327, 392, 402, 676, 684, 685, 690, 691, 701, 725, 734.

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51	A Bill for an Act entitled: "An Act to require certificates of title for registered motor vehicles; to facilitate the recovery of stolen or unlawfully taken motor vehicles; to provide for the licensing of dealers in used motor vehicles, trailers or semi-trailers; to prescribe the powers and duties of the vehicle department; to impose certain fees to carry out the purpose of this Act; to impose penalties for violation of this Act and to make uniform the law relating to the subject matter of this Act; and repealing Chapter 113 of the Session Laws of the Nineteenth Legislative Assembly of Montana of 1925, and Chapter 183 of the Session Laws of the Twenty-first Legislative Assembly of Montana of 1929, and Sub-section 4 of Section 1759 of the Revised Codes of Montana, 1921."	236, 343, 423, 547, 551, 758.
52	A Bill for an Act entitled: "An Act defining industrial use of gasoline; exempting the same from all payment of gasoline taxes, defining industrial uses; making effective the provisions of this Act, and repealing all Acts providing for refunds of taxes imposed for the use of gasoline for industrial purposes."	236, 343, 437, 477.
53	A Bill for an Act entitled: "An Act to create a State Board of Hail Insurance; defining the duties and powers of said board and public officers in connection therewith; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail of all taxpayers who may elect to become subject to the provisions of this Act; providing for crop liens in certain instances where the applicant is not the owner of land, providing for hail insurance fund; providing for partial cancellation of insurance in case of destruction by other causes than hail; providing for cash payments, with discount, or lien where delinquent taxes would otherwise bar application; providing for the appointment of appraisers, the appraisal and adjustment of losses and the settlement therefor; fixing the amount that may be levied for the reserve fund and method of liquidation of hail losses of 1918; providing for the foreclosure of liens; providing for the exemption of benefits from execution and attachment and repealing Sections 350, 351, 352, 353, 354, 355, 358, 360, 361, 363 of the Revised Codes of Montana of 1921 and Acts amendatory thereto, Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, 1923, Chapter 8 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and all Acts and parts of Acts in conflict herewith."	236, 393.
54	A Bill for an Act entitled: "An Act to amend Sections 8812 and 8813, Revised Codes of Montana of 1921, as amended by Chapter 91, Session Laws of the Twenty-first Legislative Assembly of Montana,	

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	relating to judicial districts and the number of judges therein."	236, 537, 583, 613, 615, 718, 725, 726.
55	A Bill for an Act entitled: "An Act forbidding driving on public roads under course of construction where same have been closed to traffic, and authorizing the State Highway Commission of Montana to make rules and regulations governing the erection of barriers upon such roads and providing penalties for the violation thereof."	237, 290, 370, 467.
Sub. 55	A Bill for an Act entitled: "An Act forbidding driving on public roads under course of construction where same have been closed to traffic, and authorizing the State Highway Commission of Montana to make rules and regulations governing the erection of barriers upon such roads and providing penalties for the violation thereof."	290, 435, 440, 618, 650, 672, 682, 726.
56	A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana, of an amendment to Section 1 of Article 12 of the Constitution of the State of Montana relating to revenue and taxation; providing for the levy, collection and distribution of taxes upon incomes of persons, firms and corporations."	233, 549, 614.
57	A Bill for an Act entitled: "An Act to create cooperative county state protein testing laboratories, making provisions for installing and maintaining same; providing for the issuance of certificates of analysis, providing for supervision and regulation of said laboratories, delegating authority under the provisions of the act and providing for general regulations and funds to carry out the provisions of this Act."	254, 328, 393, 423, 503, 505, 649, 650, 672, 675, 703.
58	A Bill for an Act entitled: "An Act to amend Section 2002 of the Revised Codes of the State of Montana, pertaining to when assessment of property shall be made, when and how credits must be assessed and when motor vehicles shall be assessed; to amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana of 1923, as amended by Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929 providing for the payment of general taxes, special assessments for special improvements and taxes on motor vehicles; to amend Section 1759 of the Revised Codes of Montana of 1921, as amended by Chapter 113 of the Session	

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	Laws of 1925, as amended by Chapter 181 of the Session Laws of 1929, pertaining to registration and re-registration of motor vehicles, providing the method thereof, providing for applications for and certificates of registration, number plates and the exhibition thereof, temporary County Treasurer receipts, replacement of number plates and certificates, exemption of non-resident owners of automobiles, prescribing the duties of the County Treasurers and registrar of motor vehicles, providing penalties for operation of motor vehicles without a license and the time, period and limitation of registration and re-registration of motor vehicles; to provide penalties and the manner of enforcement thereof, for violation of Section 1755 of the Revised Codes of Montana for 1921, as amended by Chapter 177 of the Session Laws of 1925 and by Chapter 129 of 1927 as amended by Chapter 181 of the Session Laws of 1929 and of Section 3 of the proposed Act; and providing that all registrations and re-registrations of motor vehicles shall be made by the registrar of motor vehicles, but providing for County Treasurers taking applications therefor and providing for permits to operate motor vehicles for a period of not more than ten days after such application made, pending the receipt of certificate and number plates from the registrar of motor vehicles, providing for applications for registration or re-registration of motor vehicles being accompanied by previous receipt issued by the registrar of motor vehicles for the year preceding; defining motor vehicles; and repealing Chapter 171 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana for 1929, and all Acts and parts of Acts in conflict with the proposed Act."	254, 291, 370, 423, 437.
59	A Bill for an Act entitled: "An Act to amend Sections 8366 and 8367 of the Revised Codes of Montana 1921 as amended by Chapter 20 Laws of 1929 relating to liens of threshermen and owners of combine harvesters and threshers upon grains or crops and claims for such lien, when, where and how filed and the service of notice."	254, 329, 423, 437, 461, 534, 537, 676, 684, 685, 690, 691, 701, 702, 726.
60	A Bill for an Act entitled: "An Act to amend Section 1071 of the Revised Codes of the State of Montana, relating to fire drills in public and private schools of the state."	254, 329, 393, 435, 440, 509, 630, 631, 643, 644, 647, 670, 678.
61	A Bill for an Act entitled: "An Act defining the liability of a driver or owner responsible for the	

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	operation of a vehicle for the injury or death of a guest and defining the meaning of 'guest' as used in this Act."	254, 291, 370, 393, 435, 440, 501, 538.
62	A Bill for an Act entitled: "An Act providing for the regulation, supervision and licensing of insurance agents; providing for license fees to be paid and disposition to be made thereof; providing for a Board of Insurance Education and defining their powers, duties and qualifications, and prescribing the procedure for said board; providing for the enforcement of this Act and penalty for the violation thereof."	253, 460.
63	A Bill for an Act entitled: "An Act authorizing and empowering the State Board of Examiners of the State of Montana to exchange 4.09 acres of land owned by the State of Montana and forming a part of the lands purchased for the use of the State Prison at Deer Lodge, Montana, for 3.88 acres of land, adjoining state owned land, belonging to Carl Ulver of Deer Lodge, Montana."	272, 372, 437, 476, 479, 620, 647, 659, 666, 693.
64	A Bill for an Act entitled: "An Act to amend Sections 4531, 4532, and 4533 of the Revised Codes of Montana of 1921, relating to the application of destitute persons seeking relief; the residence of said persons; and providing temporary relief to non-residents; and repealing all Acts and parts of Acts in conflict herewith."	272, 310, 370, 435, 440, 572, 630, 631, 647, 648, 670, 678.
65	A Bill for an Act entitled: "An Act authorizing the State Board of Examiners to dispose of the lands, buildings and equipment of the State Board of Entomology at Hamilton, Montana, to the government of the United States in the event that the government should desire to purchase the same, for the purpose of conducting a Federal laboratory for the prevention and eradication of spotted fever."	273, 372, 437, 476, 479, 620, 624, 630, 631, 656.
66	A Bill for an Act entitled: "An Act authorizing the State Board of Health to appoint as deputy state health officers such physicians employed by the Indian bureau of the department of the Interior as necessary in enforcing state sanitary regulations on Indian reservations in Montana, said physicians to serve without pay from the State."	290, 343, 393, 423, 459, 464, 488.
67	A Bill for an Act entitled: "An Act to amend Section 2597 of the Revised Codes of Montana 1921,	

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	making it unlawful to manufacture, sell or possess, any beverage or article of food containing saccharin and providing exceptions and penalties therefor."	291, 329, 343, 423, 459, 464, 488.
68	A Bill for an Act entitled: "An Act to amend Section 2479 of the Revised Codes of Montana of 1921, relating to the duty of physicians and others to report certain diseases."	291, 343, 423.
69	A Bill for an Act entitled: "An Act to amend Section 2476 of the Revised Codes of Montana of 1921, relating to the duties of local and county health officers."	291, 343, 423, 435, 441, 488, 618, 629, 656.
70	A Bill for an Act entitled: "An Act to provide for the Torrens Land Title System."	291, 426.
71	A Bill for an Act entitled: "An Act to amend Section 177 Revised Codes of Montana 1921, relating to the allotment of forest reserve funds apportioned to the counties."	291, 310, 435, 441, 499, 618, 629, 644.
72	A Bill for an Act entitled: "An Act to create a fund to be known as the 'University Millage Fund,' and providing that all income to be derived from any increased rate of taxation on real and personal property authorized in referendum measure number thirty-four, shall be placed in said university millage fund, and providing for payment of moneys from said university millage fund."	291, 310, 370, 435, 441, 645, 660, 669, 673, 703.
73	A Bill for an Act entitled: "An Act to amend Sections 8812 and 8813 of the Revised Codes of Montana of 1921, as amended by Chapter 91 of the Laws of the Twenty-first Legislative Session of 1929, relating to judicial districts, enumerating the counties thereof and the number of judges therein."	309, 537.
74	A Bill for an Act entitled: "An Act to protect game animals from wanton, ruthless and useless destruction and mutilation for their heads, hides, antlers, horns or teeth, and providing a penalty for the violation thereof."	309, 329, 393, 435, 441, 634, 659, 660, 667, 693.
75	A Bill for an Act entitled: "An Act revising and codifying the banking laws and providing for the incorporation and regulation of state banks and trust and investment companies; providing for	

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	the regulation of private banks; the maintenance of a State Banking Department, creating a fund to be known as the State Examiner's fund and prescribing the qualifications, duties and compensation of the State Superintendent of Banks, and of the deputies and employees of the Banking Department, and prescribing a method for the liquidation of state banks, trust and investment companies, and repealing certain sections of the laws of Montana, together with Acts amendatory thereof, and providing penalties for the violation of this Act."	309.
76	A Bill for an Act entitled: "An Act to amend Section 3731 of the Revised Codes of Montana of 1921 as amended by Chapter 77, Laws of the Eighteenth Legislative Assembly, as amended by Chapter 59, Section 23, Laws of the Twentieth Legislative Assembly; relating to permits for the shipment of skins of fur-bearing animals."	309, 343.
77	A Bill for an Act entitled: "An Act authorizing domestic corporations organized under the general incorporation laws of this state to establish and issue stock without nominal or par value; providing for the classes, series, powers, restrictions, and other details of issue and statements respecting same; making applicable thereto the general power to increase, decrease, or adjust such stock; providing that such corporations may issue both stock with and without par value; providing for the issuance and sale thereof, consideration therefor, and when the same is fully paid; providing for the rank thereof, the contents of certificate therefor, the basis upon which the Secretary of State shall compute fees due the state from corporations exercising rights hereunder, requiring payment of same, and making the provisions hereof in addition to, and supplemental of, all powers and authority conferred by existing law."	328, 372, 437, 476, 479, 646, 672, 674.
78	A Bill for an Act entitled: "An Act prohibiting the sale of articles manufactured outside the State of Montana on time payments."	328, 426.
79	A Bill for an Act entitled: "An Act to repeal Sections 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734 and 735 Revised Codes of Montana, 1921, and Chapter 151 Acts of 18th Legislative Assembly of the State of Montana, all relating to voting at primary and general elections by absent voters."	328, 477.
80	A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana of 1921 as amended by Chapter 56 of the Session Laws of the Twenty-first Legislative Assembly,	

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	1929, relating to herd districts; providing for creation and dissolution of herd districts and procedure for excluding certain tracts of land therefrom."	328, 460, 547, 552, 548, 661, 672, 682.
81	A Bill for an Act entitled: "An Act providing for the employment of prison labor in the manufacture of brick at the Montana State Prison, requiring said brick to be used in certain cases in the construction or repair of buildings by the State of Montana or under any contract let by it and relating to the duties of the State Board of Prison Commissioners, the Warden and the State Board of Examiners."	329, 343, 423, 459, 464, 546.
H. Sub. S. B. 81	A Bill for an Act entitled: "An Act providing for the employment of prison labor in the manufacture of common and cement sand brick and for construction and repair of buildings at the Montana State Prison; providing for the employment of State Hospital inmates in the manufacture of cement sand bricks and for construction and repair of buildings at the Montana State Hospital; and providing conditions and places the State Board of Examiners must use such brick."	547, 577, 604, 605, 607, 622, 699, 719, 720, 738, 745.
82	A Bill for an Act entitled: "An Act authorizing the Board of County Commissioners to create a noxious weed destruction fund, and authorizing the purchase and furnishing of poison to exterminate noxious weeds."	342, 438, 477, 534, 537, 573, 630, 631, 647, 648, 670, 678.
83	A Bill for an Act entitled: "An Act authorizing and empowering Boards of County Commissioners to cause to be prepared and installed in the office of the County Clerk and Recorder abstract or land tract indexes, and providing for maintaining same."	342, 396, 437, 461, 536.
84	A Bill for an Act entitled: "An Act to amend Section 7594 of the Revised Codes of Montana of 1921, as amended by Chapter 145 of the Laws of the Nineteenth Legislative Assembly, relating to contracts of sale of personal property and the assignment thereof."	371.
85	A Bill for an Act entitled: "An Act relating to the drilling of water wells, the supply from which is intended for use or is actually used for furnishing water, directly or indirectly, to or for public consumption or use; requiring data pertaining thereto to be filed with the State Board	

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	of Health; conferring certain jurisdiction in connection with the drilling of such water wells upon the State Board of Health; providing for the enforcement of this Act and the punishment for violation thereof, and repealing all Acts and parts of Acts in conflict herewith."	372, 438, 535, 582, 585, 626, 627, 647, 655, 693.
86	A Bill for an Act entitled: "An Act to amend Chapter 141 of the Session Laws of the Twenty-first Legislative Assembly, 1929, as Amendatory to Chapter 154 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Chapter 103 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to transportation companies, making said Act applicable to common carriers operating within or without the limits of municipal corporations; and rules and regulations regarding bonds and insurance policies."	372, 396, 477, 547, 552, 759.
87	A Bill for an Act entitled: "An Act providing for the creation, size, location, boundaries and procedure for the establishment of a horse herd district from which area horses are barred from running at large: providing a penalty for horses running at large within said district: providing the person, owner or person in control of such horse or horses shall be liable for all damages sustained thereby: providing for the impounding and disposition of said horse or horses."	372, 460, 583, 613, 615, 661, 662, 672, 684, 685, 686, 747.
88	A Bill for an Act entitled: "An Act regulating the manufacture, possession and sale of oleomargarine and other substitutes for dairy products; prohibiting the coloring or compounding of the same in imitation of the color of butter or in any shade of yellow; prohibiting persons not licensed as oleomargarine dealers from acting in aid of the sale or transportation of oleomargarine or other dairy substitutes; providing penalties for the violation of this Act and repealing all Acts and parts of Acts in conflict herewith."	372, 396, 437, 476, 479, 646, 672, 674, 703.
89	A Bill for an Act entitled: "An Act providing for a budget system for making and controlling city and town estimates, tax levies and expenditures, fixing the fiscal year for cities and towns under such budget system, providing penalties for violations of this Act, and repealing all Acts and parts of Acts in conflict herewith."	370, 395, 461, 536, 549, 613, 616, 636, 659, 667, 697, 717, 758.

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90	A Bill for an Act entitled: "An Act to amend Section 2160 of the Revised Codes of the State of Montana of 1921, relating to the computation of taxes by the County Clerk."	394, 426, 547, 552, 549, 573, 591, 612.
91	A Bill for an Act entitled: "An Act to amend Section 3722 Revised Codes of Montana of 1921, as amended by Chapter 77 of the Laws of 1923 and by Chapter 59 of the Laws of 1927 relating to protection of beaver, and beaver license and repealing all laws in conflict therewith."	394, 536.
Sub. 91	A Bill for an Act entitled: "An Act relating to tagging of beaver skins, shipped from other states having a tag thereon of such state, and repealing all laws in conflict therewith."	536, 583, 613, 615, 634, 659, 666, 693.
92	A Bill for an Act entitled: "An Act amending Section 1015 of the Revised Codes of Montana 1921 as amended by Chapter 122 of the 18th Legislative Assembly 1923 prescribing the duties of trustees of public schools and particularly amending Subdivision 7 of said section regulating the rental of school buildings and Subdivision 11 relating to the employment of a physician or registered nurse to make inspections as to sanitary conditions and amending all Acts and parts of Acts in conflict herewith."	394, 503, 583, 613, 615, 693, 701, 702, 747.
93	A Bill for an Act entitled: "An Act to amend Sections 1135, 1136, 1137, 1139 and 1140 of the Revised Codes of Montana of 1921 relating to public schools, the compulsory attendance of children, the employment of children during school sessions, the appointment, powers and duties of truant officers, the schooling and relief of pauper children, the prosecution of truants, parents, guardians and employers for violations of the provisions of said sections and providing penalties therefor."	394, 614.
94	A Bill for an Act entitled: "An Act relating to hydro-electric power sites on state lands; making it unlawful to sell such lands, but giving the State Board of Land Commissioners authority to grant lease on license for their development."	394, 438, 535, 550, 583, 613, 615, 675, 684, 685, 690, 691, 692, 726.
95	A Bill for an Act entitled: "An Act to amend Section 8366 of the Revised Codes of Montana of 1921 as amended by Section 1 of Chapter 20 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Section 8369 of the Revised Codes of Montana of 1921 relating to liens of	

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	threshermen, owners of combined harvester and threshers and farm laborers upon grain and crops and determining the priority thereof.".....	394, 478, 583, 613, 615, 675, 676.
96	A Bill for an Act entitled: "An Act to amend Section 2172 of the Revised Codes of the State of Montana of 1921, relating to the form of tax receipts to be issued by the County Treasurer.".....	395, 426, 460, 477, 534, 537, 613.
97	A Bill for an Act entitled: "An Act to amend Section 2960 of the Revised Codes of Montana of 1921; relating to workmen's compensation.".....	394, 614.
98	A Bill for an Act entitled: "An Act to provide for the licensing of portable sawmills located on forest lands within the State of Montana, and to provide for the revocation of said licenses and fixing the penalties for the violation hereof.".....	393, 422, 504, 535, 582, 586, 644, 645, 659, 660, 668, 693.
99	A Bill for an Act entitled: "An Act to amend Section 4541 Revised Codes of Montana 1921, providing for the burial of deceased soldiers, sailors, and marines, and providing that the Act shall not apply to such soldiers, sailors or marines as may hereafter die in the State Soldiers' Home in this state, and to those who are not legal residents in this state."	393, 426, 477, 534, 537, 688, 701, 726.
100	A Bill for an Act entitled: "An Act to amend Section 3242 of the Revised Codes of Montana of 1921, relative to the regulations governing the practice of public accountancy."	424, 536.
101	A Bill for an Act entitled: "An Act to amend Section 6968 of the Revised Codes of Montana of 1921 relating to the selection of homestead and quantity and value of land to be included therein."	424, 478, 547, 552, 549, 661, 672, 683, 726.
102	A Bill for an Act entitled: "An Act to amend Section 1005 of the Revised Codes of Montana of 1921, relating to the organization of the Board of School Trustees."	424, 478, 582, 583, 586, 694, 702, 704, 707, 739.
103	A Bill for an Act entitled: "An Act to amend Section 4565 of the Revised Codes of Montana of 1921, as amended by Section 1 of Chapter 56 Session Laws of the Eighteenth Legislative Assembly, 1923, and Sections 4566, 4567 and 4569 of the Revised Codes of Montana of 1921 relating to county free libraries, appointment of County Li-	

No.	Title of Bill	Page
	brary Board, Librarian and qualifications thereof; supervision of county free library and its branches; oath, duties and compensation of County Librarian and acceptance of property of school libraries."	424, 478, 536.
104	A Bill for an Act entitled: "An Act amending Section 10057 of the Revised Codes of Montana for 1921, relative to the competency of executors or administrators and providing when letters with will annexed shall issue and providing for the disqualification of an executor or trustee after the renunciation or resignation of such executor or trustee."	424, 478, 547, 552, 549, 661.
105	A Bill for an Act entitled: "An Act creating the Little Snowy Mountain Game Preserve in Musselshell county, and defining the boundaries thereof."	424, 503, 547, 552, 549, 633, 634, 659, 666, 693.
106	A Bill for an Act entitled: "An Act providing for the classification and basis upon which taxes shall be imposed upon all lands, town and city lots, with improvements, and upon grains and seeds."	423, 478, 549, 583, 613, 616, 689, 691, 703, 709.
107	A Bill for an Act entitled: "An Act to amend Sections 4026 and 4027 of the Revised Codes of Montana of 1921 as amended by Sections 1 and 2 of Chapter 179 of the Session Laws of 1929 and Section 4038 of the Revised Codes of Montana of 1921 defining investment companies and securities, providing for appeals to State Board of Examiners from decisions of the investment commissioner, and repealing all Acts and parts of Acts in conflict therewith."	439, 536, 584, 613, 615, 646, 671, 689, 690, 747.
108	A Bill for an Act entitled: "An Act permitting Joseph Kenneally of Flathead County, Montana, to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident."	439, 478, 583, 613, 615, 628, 647, 655, 693.
109	A Bill for an Act entitled: "An Act to amend Sections 44 and 45 of the Revised Codes of Montana of 1921, relating to the apportionment of membership of the House of Representatives in accordance with the official census of 1930 and specifying number from each county."	439, 503, 583, 613, 614, 616, 627, 647, 659, 669, 671.

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110	A Bill for an Act entitled: "An Act providing for the giving of authority to all cities and towns within the State of Montana to contract for a reasonable and fair compensation as a consideration for granting any franchise to a public utility in said cities or towns."	439, 478.
111	A Bill for an Act entitled: "An Act requiring the Board of State Prison Commissioners to erect cottages for the female prisoners, now, or later to be, committed to the Montana State Prison, providing for the completion of the first unit of same within one year and providing for allocation of funds for the same."	438, 549.
112	A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article XVII of the Constitution of the State of Montana relating to the lease, sale and other disposition of state lands and of the proceeds therefrom."	438.
113	A Bill for an Act entitled: "An Act to amend Chapter 48 of the Revised Codes of Montana of 1921, by adding two new sections to be known as Sections 553 (a) providing for a new register of voters, and Section 553 (b) providing for a declaration of political party, and to amend Sections 554, 567 and 568 of the Revised Codes of Montana of 1921, all relating to the registration of electors, and Section 651 of the Revised Codes of Montana of 1921 as amended by Chapter 133 of the Session Laws of 1923, as amended by Chapter 14 of the Session Laws of 1927, and, as further amended by Chapter 67 of the Session Laws of 1929 and Section 652 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of 1923, relating to form of ballots in primary elections."	438, 536, 614.
114	A Bill for an Act entitled: "An Act relating to the consolidation of banks and providing for operation of offices after consolidation."	461, 549, 613, 614, 617, 697, 725, 734, 758.
115	A Bill for an Act entitled: "An Act amending Section 5275 of the Revised Codes of Montana of 1921 relating to street sprinkling in the cities and towns of Montana and the payment therefor."	461.
116	A Bill for an Act entitled: "An Act fixing the compensation of all appointive state officers and of all employees of both the elective and appointive state officers."	461.
117	"An Act prohibiting the State Board of Examiners and the State Auditor from paying an increase of	

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	salaries to any appointive state officers or other employees of the state."	462, 613, 614, 617, 688, 689.
118	A Bill for an Act entitled: "An Act to amend Chapter 17 of the Session Laws of 1929 of the 21st Legislative Assembly concerning aeronautics and providing for the regulation and licensing of aircraft and airmen and providing penalties for violation thereof."	462.
119	A Bill for an Act entitled: "An Act to amend Section 1021 of the Revised Codes of the State of Montana, pertaining to classes and number of school trustees."	462, 478, 548.
120	A Bill for an Act entitled: "An Act to amend Section 4228 of the Revised Codes of Montana of 1921, relating to measurement of hay in the stack."	462, 536.
121	A Bill for an Act entitled: "An Act to be known as the Chain License Act; providing for the licensing of chain stores, stores, hotels, and moving picture show houses; providing who or what business must pay a license tax under the provisions of this Act."	462, 536, 583, 614.
122	A Bill for an Act entitled: "An Act amending Section 3670 of the Revised Codes of Montana of 1921 as amended by Chapter 59 of the Session Laws of 1927, providing that all sales and purchases made by the State Fish and Game Commission shall be upon requisitions granted and that said sales and purchases shall be made by the State Purchasing Agent."	462, 536.
123	A Bill for an Act entitled: "An Act to amend Section 2907 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929 relating to hospital contracts."	462, 613, 614, 617, 646.
124	A Bill for an Act entitled: "An Act relating to giving notice of intention to marry and requiring notice of application for a marriage license to be made not less than three days nor more than thirty days before the license shall be issued."	462, 503, 583.
125	A Bill for an Act entitled: "An Act defining the practice of embalming, prescribing the qualifications for embalmers, providing for examination to obtain an embalmer's license and fees therefor and issuance of licenses, prohibiting embalming without a license, creating a State Board of Embalmers, defining its duties and powers and permitting it to make rules and regulations, providing for the revocation of licenses, providing for an annual license fee, creating a licensed embalmers'	

No.	Title of Bill	Page
	fund and providing for use thereof, providing that persons now holding embalmers licenses shall be granted a license without further examination, making the violation of this Act unlawful and prescribing penalty therefor, providing that if any portion of this Act is declared unconstitutional the remainder shall remain in effect, and repealing all Acts and parts of Acts in conflict herewith."	462, 537.
126	A Bill for an Act entitled: "An Act to amend Section 10536 of the Revised Codes of Montana, 1921, relative to the testimony of certain witnesses by adding thereto an additional subdivision exempting psychologists who are engaged in the teaching and observation of school children without consent of parents or guardians, exemption to apply only in civil cases."	462, 478, 547, 552, 548, 670, 672, 673, 683.
127	A Bill for an Act entitled: "An Act requiring companies and agents dealing in motor club service contracts to be licensed by the Commissioner of Insurance, defining terms used herein; prescribing manner of obtaining license and requirements thereof; prescribing forms of contract and the filing thereof and penalties for violation of the provisions of this Act."	463, 478, 583, 613, 615, 645, 660, 668, 693.
128	A Bill for an Act entitled: "An Act to amend Section 2239 Revised Codes of Montana 1921, as amended by Chapter 102 Acts of 18th Legislative Assembly, relating to the collection of taxes on personal property."	463, 536.
129	A Bill for an Act entitled: "An Act to license and regulate the business of making loans in sums of five hundred dollars (\$500.00) or less, secured or unsecured, at a greater rate of interest than ten per centum per annum, prescribing the rate of interest and charge thereof, and penalties for the violation thereof, and regulating the assignment of wages or salaries, earned, or to be earned, when given as security for any such loan."	463.
130	A Bill for an Act entitled: "An Act permitting John Sticknock, to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident."	582, 585, 613, 617, 628, 647, 655, 693.

No.	Title	Page
SENATE JOINT RESOLUTIONS		
1	Senate Joint Resolution endorsing the American Legislator's Association and the Interstate Legislative Reference Bureau.	79, 310.
2	Relating to the storage of water in the Musselshell River.	147, 196, 234, 294, 301, 302, 305, 307, 310, 334.
3	A Resolution recommending the prompt passage of House Resolution 9599 by Leavitt in order that the work of destroying predatory animals and suppressing rabies and tularemia among wild animals, be effectively carried on.	342, 396, 436, 503, 505, 630, 631, 647, 656, 693.
4	A Resolution urging the President of the United States to reconsider and modify his order of March 12, 1929, relating to the issuance of oil and gas permits on the public lands, so as to allow the issuance of permits for the development of natural gas on the public lands within the State of Montana.	370, 396, 436, 476, 479, 501, 618, 630, 656.
5	A Resolution requesting the Governor to appoint a committee to investigate the causes of the deafness, blindness, and feeble-mindedness of the inmates of the School at Boulder, Montana, and that the findings of said committee be reported to the members of the Twenty-third Legislative Assembly.	439, 583, 613, 617, 677.
6	Requesting the State Highway Commission to make necessary examinations and surveys preliminary to the location for construction of a highway bridge over the Missouri River at a point near the mouth of the Judith River commonly known and designated as Judith Landing."	463, 536, 537, 583.
SENATE JOINT MEMORIALS		
1	Memorial to the Congress of the United States, to enact stringent and immediate legislation prohibiting immigration to the United States for a period of five years, and preventing discrimination in favor of aliens, thereby protecting the welfare and interests of the people of this country.	55, 171, 234, 290, 294, 301, 305, 306, 334.

No.	Title	Page
2	Memorial to the Congress of the United States to suspend by resolution the requirement of annual assessment work on mining claims during the assessment years of nineteen hundred and thirty-one and nineteen hundred and thirty-two.	79, 290.
3	A Joint Resolution memorializing Congress to enact a tariff on oil and its refined products, and to provide further relief for the oil industry.	147, 156, 195, 216, 252, 256, 302, 305, 306, 334, 424.
4	Memorial to the Congress of the United States, indorsing the amendments made by the Hon. Burton K. Wheeler, United States Senator from Montana, to Interior Bill, H. R. 14675, relating to the appropriations requested for roads on Rocky Boy and Blackfeet Indian Reservations and likewise appropriations for construction of schools at Poplar and Frazer, Montana.	234, 237, 252, 254, 256, 281, 282, 298.
5	A Memorial to the Congress of the United States of America relating to the proposed disposition of the public domain and also relating to the United States Reclamation Service.	370, 426, 504, 547, 552, 634, 659, 667, 693.
6	A Resolution memorializing the Congress of the United States for a grant of land for public buildings at the capital of the state, in addition to the grants heretofore made for that purpose.	395, 426, 477, 534, 537, 620, 630, 631, 647, 656, 693.
7	A Resolution memorializing the Senate of the United States for the passage of resolutions numbered 442 and 443, introduced by Senator Pittman, relative to the stabilization of the silver market.	424, 426, 477, 547, 554, 738, 739.
SENATE RESOLUTIONS		
2	Chancellor of the University be required to furnish information regarding each unit concerning compilation	64.

HOUSE JOURNAL

OF THE

TWENTY-SECOND LEGISLATIVE ASSEMBLY

OF THE

STATE OF MONTANA

FIRST DAY

House of Representatives,
Helena, Montana, January 5, 1931.

Pursuant to law, at the hour of 12:00 noon, the House of Representatives of the Twenty-second Legislative Assembly of the State of Montana, was called to order by the Honorable W. E. Harmon, Secretary of State of the State of Montana.

At the request of the Secretary of State, Reverend W. A. Pippy of Valley County offered invocation.

The Secretary of State then appointed H. J. Faust of Granite County Temporary Chief Clerk.

The roll was called by the Clerk and all members were present excepting the following:

Simpson, C. M., of Custer.

All members present presented their Certificates of Election.

The Secretary of State introduced the Honorable Albert J. Galen, Associate Justice, who administered the following oath of office to the members present:

"We, the undersigned, do solemnly swear (or affirm) that we will support, protect and defend the Constitution of the United States and the Constitution of the State of Montana, and that we will discharge the duties of our office (members of the House of Representatives, 22d Session) with fidelity; and that we have not paid or contributed, or promised to pay or contribute, either directly or indirectly, any money or other valuable thing to procure our nominations or elections (or appointment) except necessary and proper expense expressly authorized by law; that we have not knowingly violated any election law of this state, or procured it to be done by others in our behalf; that we will not knowingly receive, directly or indirectly, any money or other valuable thing for the performance or non-performance of any act or duty pertaining to our office other than the compensation allowed by law. So help me God."

The foregoing oath was subscribed and sworn to by the following members:

Adair, Hugh; Arnold, John; Arnold, S. C.; Bechtel, Carson; Benjamin, Harry E.; Blewett, Alex.; Brown, Fred M.; Brown, W. A.; Buck, Harry H.; Budas, Albert; Burke, Ed.; Burrell, C. E.; Casey, Horace; Chapman, D. W.; Coffee, Oakley E.; Cole, Dean J.; Cooney, Byron E.; Cranston, R. F.; Curran, Lucy A.; Darlinton, G. W.; Dellwo, Dennis; Doran, Tod; Dougherty, Ralph; Dunn, Robert J.; Ekegren, E. P.; Erickson, L. N.; Fairgrieve, Alex.; Finlen, J. T., Jr.; Flachsenhar, W. R.; Freed, Elden; Goodwin, Phil C.; Gordon, George D.; Grabow, Edw. E.; Graff, George W.; Green, Henry R.; Hagestad, Ray M.; Haight, Herbert H.; Hamilton, Leverne; Hamilton, Wilhelmina W.; Hanson, L. C.; Haverfield, L. E.; Henderson, M. R.; Hodgskiss, J. E.; Jarrett, R. S.; Knight, Frank; Kruse, Albert H.; Leavitt, W. B.; Lewis, David J.; Lillis, B. C.; Logan, E. U.; Manning, Seth; Martin,

George S.; Mason, George P.; McCormack, W. S.; McDermott, Peter; McFarland, Gib.; Merriman, S. C.; Metlen, Joe; Meyer, Harry; Miller, Timothy; Minnick, R. P.; Morris, John J.; Moss, G. M.; Murphy, C. F.; Nelstead, T. E.; Nyquist, David N.; O'Connell, Jerry J.; O'Day, R. S.; Pappin, Floyd; Parker, Neil C.; Pauly, Sylvan J.; Porter, A. T.; Quamme, T. N.; Replogle, Bert; Rigg, Peter M.; Roll, Fritz; Rolph, H. D.; Ross, Thomas A.; Ryder, Arthur; Salyerds, David C.; Sample, Harry A.; Schilling, Fred; Shannon, Ray N.; Sheffer, J. C.; Southmayd, LeRoy; Spangler, R. W.; Stewart, S. V.; Sullivan, Henry; Swope, Harry A.; Tinsley, Basil; Troy, T. J.; Ueland, Andrew; Ueland, R. R.; Vollmer, Joseph; Waite, W. T.; Waring, C. L.; Watson, Arthur H.; Willard, Asa; Watson, Fred; Wilson, J. Harry; Woodcock, John W.

The Secretary of State having called for nominations for Speaker, Leavitt of Custer nominated W. R. Flachsenhar of Prairie County. Murphy of Deer Lodge nominated Dellwo of Lake County. There being no other nominations for Speaker the Secretary of State declared the nominations closed. The roll was called and the following votes were cast for Flachsenhar:

Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Buck, Budas, Burrell, Cole, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Graff, Green, Hagestad, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, McCormack, Merriman, Nelstead, Nyquist, Pappin, Parker, Pauly, Quamme, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Swope, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson. Total 57.

The following votes were cast for Dellwo:

Adair, Arnold (Rosebud), Benjamin, Brown (Cascade), Burke, Casey, Chapman, Coffee, Cooney, Cranston, Doran, Finlen, Flachsenhar, Freed, Goodwin, Gordon, Grabow, Haight, Hamilton (Musselshell), Hamilton (Phillips), Martin, Mason, McDermott, McFarland, Metlen, Meyer, Miller, Minnick, Morris, Murphy, O'Connell, O'Day, Porter, Replogle, Rolph, Shannon, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Vollmer, Woodcock. Total 43.

Members absent and not voting: Simpson, C. M.; Moss, G. M.

The Secretary of State appointed Leavitt and Dellwo to escort the Speaker to the chair.

The Speaker having assumed the chair, Leavitt submitted the following motion which was duly seconded and carried:

"Mr. Speaker: I move that the Rules and Joint Rules and Order of Business of the Twenty-first Legislative Assembly be adopted as the Rules and Joint Rules and Order of Business of the Twenty-second Legislative Assembly until the Committee on Rules and Joint Rules and Order of Business shall report."

Moved by Leavitt and duly seconded by Nelstead that the following Republican nominees be elected as officers and attaches of the House of the Twenty-second Legislative Assembly:

Speaker Pro Tem	S. C. Arnold (Stillwater)
Floor Leader	W. B. Leavitt
Chaplain	William A. Pippy
Sergeant-at-Arms	N. O. Miller
Assistant Sergeant-at-Arms	Harry E. Whitcomb
Chief Clerk	H. J. Faust
Journal Clerk	Maud A. Houghlan
Bill Clerk	Agnes Wiggenhorn

Moved by Dellwo and duly seconded by Murphy that the following Democratic nominees be elected as officers and attaches of the House of the Twenty-second Legislative Assembly:

Speaker Pro Tem	Charles Murphy
Chief Clerk	H. J. Faust
Sergeant-at-Arms	Dan J. Burke

Assistant Sergeant-at-Arms	Abe Cohen
Bill Clerk	Nicklene Bronas
Journal Clerk	Allie Woody
Chaplain	Rev. William Pippy

Moved by Leavitt that the Chief Clerk be instructed to cast 57 votes for the Republican nominees and 43 votes for the Democratic nominees. Motion duly seconded and carried. Vote was so cast.

Moved by Leavitt that a committee of three be appointed to notify His Excellency, the Governor, that the House is organized and ready for any message that he might wish to convey. Motion seconded and carried, and thereupon the Speaker appointed the following members to so notify His Excellency, the Governor: Pauly of Powell, Chairman; Nelstead of Carter and Stewart of Lewis and Clark.

Moved by Leavitt that a committee of three be appointed to notify the Honorable Senate that the House is organized and ready for business. Motion seconded and carried, and thereupon the Speaker appointed the following members to so notify the Honorable Senate: McCormack of Flathead, Chairman; Salyerds of Fergus and Murphy of Deer Lodge.

Dellwo of Lake submitted the following motion which was duly seconded and carried: "Since the last election, and on December 31, 1930, an honored member of this House made answer to the last call. C. M. Simpson of Custer County, who was a member of the Twenty-first Legislative Assembly and who had been re-elected to serve his county in the session now convening, died on December 31, 1930.

"I believe that it is entirely proper for the House to take formal notice of this fact, and I move that a committee of five be appointed to prepare and submit a suitable resolution, a copy of which is to be recorded in the Journal of the Proceedings of this House, and a copy to be forwarded to the surviving widow and family of the deceased at Volberg, Montana."

Thereupon the Speaker appointed the following committee: Leavitt of Custer, Ross of Blaine, Waite of Powder River, Arnold of Rosebud and Tinsley of Madison.

The Speaker announced appointments of the following committees:

Engrossing: Green, Dawson, chairman; Nelstead, Carter; Bechtel, Park; Watson, Missoula; Freed, Petroleum.

Employment: Fairgrieve, Carbon, chairman; Curran, Roosevelt, vice-chairman; Buck, Flathead; Sample, Dawson; Graff, Yellowstone; Tinsley, Madison; Brown, Cascade.

Journal: Ekegren, Blaine, chairman; Hagestad, McCone; Dellwo, Lake.

Mileage and Per Diem: Parker, Flathead, chairman; Quamme, Pondera; Benjamin, Toole; Arnold, Stillwater.

Rules, Joint Rules and Order of Business: Moss, Flathead, chairman; Arnold, Stillwater, vice-chairman; Leavitt, Custer; Dellwo, Lake; Mr. Speaker.

Seating: Dunn, Gallatin; Nelstead, Carter; Cooney, Silver Bow.

A committee from the Senate reported that the Honorable Senate was organized and ready for business.

The Speaker requested that all House members co-operate in order to expedite the filing of their Certificates of Election, that the completion of filing at the Sergeant's office as soon as possible would be much appreciated.

The committee appointed to notify His Excellency the Governor of organization, reported that His Excellency the Governor requested that a joint session be held tomorrow, Tuesday, January sixth, at 12:00 noon, at which time he would be ready to appear and deliver his message.

The committee appointed to notify the Honorable Senate that the House was organized reported that it had performed its duty.

Moved by Leavitt, duly seconded, that the House recess for ten minutes. Motion carried.

House resumed.

Mr. Speaker in the chair.

Moved by Leavitt, duly seconded, that in memory of the late C. M. Simpson of Custer, the House adjourn until Tuesday, January sixth, 1931, at 10:30 a. m. Motion carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

SECOND DAY

House of Representatives,
Helena, Montana, January 6, 1931.

House met pursuant to adjournment at 10:30 a. m.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except the following:

Curran, Lucy A.; McFarland, Gib.

Explanation of the absence of Mrs. Curran was made by Floor Leader Leavitt as follows: The mother of Mrs. Curran had died and Mrs. Curran left for Spokane.

Mr. Speaker: If there are no objections the lady from Roosevelt will be excused until such time as is convenient for her return to the Assembly. There being no objections, her absence so ordered of record.

Journal Committee reported as follows:

"Mr. Speaker: We, your Committee on Journal, having examined the Journal for the first legislative day, find the same to be correct.

EKEGREN, Chairman."

On motion by Ekegren report adopted.

The Speaker announced the appointment of the Committee on Appropriations, as follows:

Appropriations: Logan, Yellowstone, chairman; Green, Dawson, vice-chairman; Brown, Gallatin; Erickson, Golden Valley; Rigg, Hill; Waite, Powder River; Pauly, Powell; Nyquist, Valley; Quamme, Pondera; Swope, Broadwater; Bechtel, Park; Tinsley, Madison; Arnold, Rosebud; Coffee, Missoula; Brown, Cascade; Shannon, Sanders; Doran, Silver Bow.

Leavitt moved the House recess until 11:00 o'clock, or until the Governor appeared to deliver his message to the Joint Session of the Senate and House, subject to the call of the chair. Motion seconded and carried.

House resumed.

Mr. Speaker in the chair.

The Speaker instructed the Sergeant-at-Arms to notify the Senate that the House was awaiting its presence and to invite the members of the Senate to be seated with the members of the House. The members of the Senate then appeared and occupied seats accordingly. The Speaker announced that the Lieutenant Governor, F. A. Hazelbaker, Presiding Officer of the Senate, would preside over the Joint Session.

The Secretary of the Senate called the roll of the Senate and the Chief Clerk called the roll of the House. A quorum of both Houses being present, the Joint Session convened.

Moved by Kane that a committee of five be appointed to notify His Excellency the Governor that the members of the Senate and the House were in Joint Session and ready to hear his message. Motion seconded and carried. Thereupon Lieutenant Governor Hazelbaker appointed Senator Kane, Senator Donovan, Representative Leavitt, Representative Hamilton (Phillips), and Representative Arnold of Stillwater.

Lieutenant Governor Hazelbaker announced that His Excellency the Governor was ready to appear and deliver his message.

His Excellency, Governor Erickson, then appeared and on being escorted to the Chief Clerk's desk, was introduced by Lieutenant Governor Hazelbaker and delivered his message to the members of the Senate and House in Joint Session assembled.

A committee was appointed to escort His Excellency Governor Erickson to his chambers consisting of the following: Senator Kemmis, Senator Kane, Representative Metlen and Representative Ryder.

Moved by Kane, seconded and carried, that 1,000 copies of the Governor's message be printed for distribution.

Moved by Senator Kane, duly seconded, that the Joint Assembly be dissolved and that the members of the Senate retire from the hall of the House. Carried.

The Speaker announced the appointment of the following committee: Highways: Moss, Flathead, chairman; Salyerds, Fergus, vice-chairman; Green, Dawson; Darlington, Gallatin; Lillis, Yellowstone; Willard, Missoula; Nelstead, Carter; Rigg, Hill; Pauly, Powell; Pappin, Cascade; Hanson, Valley; Adair, Lewis and Clark; Arnold, Rosebud; Sullivan, Silver Bow; Hamilton, Musselshell.

Announcement of Committee on Mileage and Per Diem to meet immediately after recess made by Chairman Parker.

Moved by Leavitt that the House recess until 2:30 p. m. Motion seconded and carried.

AFTERNOON SESSION

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

"Mr. Speaker: We, your Committee on Mileage and Per Diem, beg leave to submit the following report, indicating the number of miles traveled by the following members of the House, and the sums due them therefor:"

Moved by Leavitt that the report be considered read at length and Journal so show. Motion seconded. Carried.

Name	City	Miles	Amount
Arnold, S. C., Broadview.....		574 @ 10	\$ 57.40
Arnold, John, Birney		860 @ 10	86.00
Bechtel, Carson, Livingston		246 @ 10	24.60
Benjamin, H. E., Shelby		400 @ 10	40.00
Blewett, Alex, Butte		146 @ 10	14.60
Brown, Fred M., Bozeman		196 @ 10	19.60
Brown, W. A., Great Falls.....		198 @ 10	19.80
Buck, Harry H., Kalispell		721 @ 10	72.10
Budas, Albert, Roberts		510 @ 10	51.00
Burke, Ed, Anaconda		198 @ 10	19.80
Burrell, C. E., Ismay		914 @ 10	91.40
Casey, Horace, Butte		146 @ 10	14.60
Chapman, D. W., Peerless		1220 @ 10	122.10
Coffee, Oakley E., Missoula		240 @ 10	24.00
Cole, Dean J., Billings		478 @ 10	47.80
Cooney, Byron E., Butte		146 @ 10	14.60
Cranston, R. F., Winifred		514 @ 10	51.40
Curran, Lucy A., Poplar		890 @ 10	89.00
Darlington, G. W., Bozeman		196 @ 10	19.60
Dellwo, Dennis A., Charlo		356 @ 10	35.60
Doran, Tod, Butte		146 @ 10	14.60
Dougherty, Ralph, Grantsdale		342 @ 10	34.20
Dunn, Robt. J., Bozeman		196 @ 10	19.60
Ekegren, E. P., Harlem		528 @ 10	52.80
Erickson, L. N., Lavina		388 @ 10	38.80

Fairgrieve, Alex., Washoe	622 @ 10	62.20
F'inlen, J. T., Jr., Butte	146 @ 10	14.60
Flachsenhar, W. R., Terry	850 @ 10	85.00
Freed, Elden, Winnett	540 @ 10	54.00
Goodwin, Phil C., Butte	146 @ 10	14.60
Gordon, Geo. D., Fort Benton	278 @ 10	27.80
Graff, Geo. W., Billings	478 @ 10	47.80
Green, Henry R., Lindsay	974 @ 10	97.40
Hagestad, Ray M., Wolf Point	846 @ 10	84.60
Haight, Herbert M., Suffolk	498 @ 10	49.80
Hamilton, Leverne, Musselshell	375 @ 10	37.50
Hamilton, W. W., Dodson	584 @ 10	58.40
Hanson, L. C., Hinsdale	698 @ 10	69.80
Haverfield, Dr. L. E., Hardin	585 @ 10	58.50
Henderson, M. R., Hall	154 @ 10	15.40
Hodgskiss, J. E., Choteau	316 @ 10	31.60
Jarrett, R. S., Big Timber	314 @ 10	31.40
Knight, Frank, Great Falls	198 @ 10	19.80
Kruse, Albert H., Brusett	696 @ 10	69.60
Leavitt, W. B., Miles City	770 @ 10	77.00
Lewis, D. J., Sioux Pass	1072 @ 10	107.20
Lillis, B. C., Billings	478 @ 10	47.80
Logan, E. V., Billings	478 @ 10	47.80
Manning, Seth, Wibaux	1004 @ 10	100.40
Martin, Geo. S., Glacier Park	476 @ 10	47.60
McCormack, W. S., Kalispell	721 @ 10	72.10
McDermott, Peter, Butte	146 @ 10	14.60
McFarland, Gib., Two Dot	274 @ 10	27.40
Merriman, S. C., Red Lodge	534 @ 10	53.40
Metlen, Joe, Armstead	324 @ 10	32.40
Meyer, Harry, Butte	146 @ 10	14.60
Miller, Timothy, Libby	932 @ 10	93.20
Minnick, Dr. R. P., Saco	672 @ 10	67.20
Morris, John J., Anaconda	198 @ 10	19.80
Moss, G. M., Whitefish	706 @ 10	70.60
Murphy, C. F., Anaconda	198 @ 10	19.80
Nelstead, T. E., Ekalaka	1062 @ 10	106.20
Nyquist, David N., Opheim	1280 @ 10	128.00
O'Connell, Jerry J., Butte	146 @ 10	14.60
O'Day, R. S., Great Falls	198 @ 10	19.80
Pappin, Floyd, Great Falls	198 @ 10	19.80
Parker, Neil C., Creston	742 @ 10	74.20
Pauly, Sylvan J., Deer Lodge	124 @ 10	12.40
Porter, A. T., Stevensville	296 @ 10	29.60
Quamme, T. N., Brady	306 @ 10	30.60
Replogle, Bert, Lewistown	422 @ 10	42.20
Rigg, Peter M., Hingham	514 @ 10	51.40
Roll, Fritz, Great Falls	198 @ 10	19.80
Ryder, Arthur, Froid	1024 @ 10	102.40
Salyerds, David C., Lewistown	422 @ 10	42.20
Sample, Harry A., Glendive	926 @ 10	92.60
Schilling, Fred, Missoula	240 @ 10	24.00
Shannon, Ray N., Perma	344 @ 10	34.40
Sheffer, J. C., Sanders	638 @ 10	63.80
Southmayd, Dr. LeRoy, Great Falls	198 @ 10	19.80
Spangler, R. W., Superior	368 @ 10	36.80
Sullivan, Henry, Butte	146 @ 10	14.60
Swope, Harry A., Townsend	66 @ 10	6.60
Tinsley, Basil, Pony	218 @ 10	21.80
Troy, T. J., Havre	444 @ 10	44.40
Ueland, Andrew, Outlook	1120 @ 10	112.00
Ueland, R. R., Antelope	1076 @ 10	107.60
Vollmer, Joseph, East Helena	10 @ 10	1.00

Waite, W. T., Broadus	944 @ 10	94.40
Waring, C. L., Acton	526 @ 10	52.60
Watson, Arthur H., White Sulphur Springs.....	242 @ 10	24.20
Watson, Fred, Missoula	240 @ 10	24.00
Willard, Dr. Asa, Missoula	240 @ 10	24.00
Wilson, J. Harry, Coffee Creek	392 @ 10	39.20
Woodcock, John W., Fort Benton	278 @ 10	27.80

Total.....\$4,476.50

PARKER, Chairman.
BENJAMIN,
ARNOLD (Stillwater),
QUAMME.

On motion by Parker, duly seconded and carried, report adopted.

"Mr. Speaker: We, your Committee on Employment, wish to submit the following report: That we have this day appointed the following employees to be employed in this House during the present session:

Office of Chief Clerk: County
J. E. Geiser, Ass'tRoosevelt
E. L. Cook, Ass'tYellowstone
Ruth Benson, ClerkLewis and Clark

Sergeant-at-Arms Office:
W. B. Garrigus, 1st Ass'tYellowstone
L. D. Carver, 2nd Ass'tBroadwater
Alf. Heikkela, Filing ClerkCarbon
Clifford Dougherty, Ass't Filing Clerk.....Ravalli

Reading Clerk:
Harold McLaughlinGallatin

Assistant Bill Clerk:
Oliver WoldYellowstone

Pages:
Warren Roll, Page to SpeakerCascade
A. MorgensenLewis and Clark
Lauren RiceGallatin
Sam BegovichLewis and Clark
John C. MacDonaldLewis and Clark

Enrolling:
Mimi MilliganLewis and Clark
Mary Boschus, Ass'tRavalli

Printing Clerk:
Paul Pickering
C. Kraft, Ass'tFlathead

Assistant to Postmaster:
Louise ZimmermanLewis and Clark

Telephone Operators:
Katherine Moon, ChiefLewis and Clark
Frances Baker, Ass't.

Stenographers:
Jean LaMere
Lavina D'AutremontLewis and Clark
Mrs. WintersYellowstone
Ethel LangdorfLewis and Clark
Krystyn KuntzSilver Bow
Ann SimonLewis and Clark
Augusta SiechauYellowstone
Bernice MooreLewis and Clark
Betty PrenticeCascade
Clara TruesdaleYellowstone
Cornelia Van EykDawson

Irene Anderson	Fort Benton
Mabel Bingaman	Lewis and Clark
Margaret McManus	Lewis and Clark
Hester E. R. Wishaar	Cascade
Assistant to Journal Clerk:	
Winifred Cudmore	Cascade
Proof Readers:	
Mrs. Drake	Lewis and Clark
Mrs. Sam Kinville	Silver Bow
Grace Gardner	Flathead
Janitors:	
Albert Tovey	Lewis and Clark
John Koble	Lewis and Clark
V. Scherlie	Blaine
Paul DeBorde	Broadwater
Joe Hoffman	Stillwater
Albert Hopen	Hill
Watchmen:	
Wm. Hurst	Valley
Lewis Paulson	
Max Lehman	Broadwater
Pete Taylor	Phillips
Doorkeepers:	
R. L. Thompson	Judith Basin
Wm. Welsh	Hill

ALEX FAIRGRIEVE, Chairman.

On motion by Fairgrieve, duly seconded and carried, report adopted.

Leavitt moved that the Speaker be authorized to appoint a special committee of three whose duties shall be to visit and express the felicitations of the House to any member who may be absent on account of illness or other incapacity. Motion seconded and carried.

Leavitt moved that the Speaker appoint an entertainment committee of three. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS

Moss of Flathead requested unanimous consent to introduce a bill without previous notice.

The following bill was introduced without previous notice, read first and second times by title and referred to Committee on Highways:

H. B. No. 1, introduced by Moss, Leavitt, Salyerds, Coffee: A Bill for an Act entitled: "An Act authorizing the issuance of treasury debentures of the State of Montana in the principal sum not exceeding six million dollars for the years 1931 to 1934, inclusive, and not to exceed one million five hundred thousand dollars in any one of said years, and sale thereof for use of State Highway Fund for the purpose of assuring the ability of the State of Montana to secure any moneys made available by the Act of Congress in reference to highways; and anticipating the revenues from license or excise tax on motor fuels; prescribing the terms and conditions of said treasury debentures and the dates of their maturity; the procedure for issuance and sale thereof; prescribing the conditions under which sale of such debentures may be made; prescribing the handling and use of the funds derived from the sale of such treasury debentures; prescribing the amounts and years, respectively, in which said treasury debentures shall be due and payable; providing for the repayment of both principal and interest of such debentures and for the setting aside of sufficient of said excise tax to pay the same; providing for the cost of advertising the sale of said debentures; and making the issuance and sale of said debentures an irrevocable contract between the state and the owner of any of said debentures and providing that said excise tax on motor fuels at the rate provided by this session of the Legislature shall not be reduced so long as

any of said debentures are outstanding and unpaid; repealing all Acts or parts of Acts in conflict herewith and declaring an emergency."

Logan, Chairman of Appropriations Committee, requested unanimous consent to introduce a bill without previous notice.

The following bill was introduced by Committee on Appropriations without previous notice, read first and second times at length and referred to Committee on Appropriations:

H. B. No. 2, introduced by Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money for the payment of mileage and per diem to the members of the Twenty-second Legislative Assembly; per diem to the officers and attaches and for incidental expenses of the Twenty-second Legislative Assembly of the State of Montana."

Logan, Chairman of Committee on Appropriations, requested the committee be excused immediately.

Speaker excused the Committee on Appropriations.

Leavitt: I wish permission to speak out of order just a moment. When we took action on the death of Mr. Simpson of Custer yesterday we inadvertently overlooked the death of a valuable member from Silver Bow, which occurred last year. As I presume all of you know, the Honorable Sam Kinville died just shortly prior to election, he having been nominated and was going before the voters at the general election. I move that the committee appointed yesterday to prepare the resolution on the death of Mr. Simpson be directed to prepare a suitable resolution on the death of Mr. Kinville, a copy thereof to be recorded in the Journal and a copy to be mailed to the immediate members of the family of the deceased. Motion seconded by Dellwo. Carried.

On motion by Leavitt, duly seconded and carried, the House recessed subject to the call of the chair.

Speaker: I shall announce the Courtesy Committee, whose duty it shall be to extend the felicitations of the House to any members who might be visited by illness, bereavement or other misfortune and to submit appropriate resolutions: Knight of Cascade, R. R. Ueland of Sheridan, Coffee of Missoula. Recess is ordered subject to the call of the chair.

House resumed.

Mr. Speaker in the chair.

Leavitt: May we be on Order of Business No. 4?

REPORTS OF STANDING COMMITTEES

Committee on Appropriations reported on H. B. No. 2, as follows:

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 2, a Bill for an Act entitled: 'An Act to appropriate money for the payment of mileage and per diem to the members of the Twenty-second Legislative Assembly; per diem to the officers and attaches and for incidental expenses of the Twenty-second Legislative Assembly of the State of Montana,' respectfully report as follows: That House Bill No. 2 do pass.

LOGAN, Chairman."

On motion by Logan, duly seconded and carried, report was adopted.

MOTIONS AND RESOLUTIONS

Moved by Logan that House Bill No. 2 be reported as correctly printed and placed on General Orders. Motion seconded and carried.

Leavitt requested the House be on Order of Business No. 10.

CONSIDERATION OF GENERAL ORDERS

Leavitt: I move the House resolve itself into a Committee of the Whole for the consideration of General Orders. Motion duly seconded and carried.

Leavitt in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

"Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 2, respectfully report as follows: That House Bill No. 2 do pass.

LEAVITT, Chairman."

Moved by Leavitt and duly seconded that the report of the Committee of the Whole be adopted. Carried.

Logan: May the House be on Order of Business No. 6?

MOTIONS AND RESOLUTIONS

Logan: I move that House Bill No. 2 be considered correctly engrossed and placed on the calendar for third reading. Motion duly seconded. Carried.

Leavitt: I move we be upon Order of Business No. 9, Third Reading of House Bills.

THIRD READING OF HOUSE BILLS

House Bill No. 2, introduced by Appropriations Committee, having been read three several times and title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Papin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 100.

Noes: None.

Absent and Not Voting: Curran.

Dougherty: May the House revert to Order of Business No. 2?

NOTICES

Helena, Montana, January 6, 1931.

"Mr. Speaker: I hereby give notice that I will on tomorrow or some subsequent day, introduce a bill entitled: A Bill for an Act entitled: "An Act to amend Sections 3696 and 3697 of the Revised Codes of the State of Montana, 1921, as amended by Chapter 192 of the Laws of the 19th Legislative Assembly of the State of Montana, 1925, and again amended by Chapter 59 of the Laws of the 20th Legislative Assembly of the State of Montana, 1927, relating to open season for elk and deer.

DOUGHERTY."

Leavitt: I move the House adjourn until 11 a. m. Wednesday morning, January 7.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRD DAY

House of Representatives,
Helena, Montana, January 7, 1931.

House met pursuant to adjournment at 11:00 a. m.

Mr. Speaker in the chair.

Invocation by Chaplain.

On roll call all members present except the following: Adair and Curran. Stewart of Lewis and Clark explained that the absence of Mr. Adair was due to the fact that Mrs. Adair, wife of the member, died this morning at 1 o'clock, so that Mr. Adair would not be able to attend session for several days. Mr. Stewart requested that mention be made of the excuse in the Journal.

The Speaker excused Member Adair until further notice.

The absence of Mrs. Curran had been noted previously on Tuesday's roll call.

The Journal Committee reported as follows:

"Mr. Speaker: We, your Committee on Journal, having examined the Journal for the second legislative day, find the same to be correct.

EKEGREN, Chairman."

On motion of Ekegren report adopted.

COMMUNICATIONS AND PETITIONS

"The Capital Cafe and Restaurant, located east of the Capitol Building, opened for business Monday. Meals and lunches will be served each day of the session from 11:00 a. m. to 4:00 p. m. The service of the restaurant is available to all members and attaches of the assembly.

EDDY GALLIVAN."

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Willard: A Bill for an Act entitled: "An Act appropriating money for the payment of interest on and the principal of the general fund warrant indebtedness of the State of Montana for the period beginning July 1st, 1931, and ending June 30, 1933."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2953 of the Revised Codes of the State of Montana, 1921, relating to record of proceedings to be kept, and testimony to be taken down—attorneys, fees fixed."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 3079 of the Revised Codes of Montana of 1921, as amended by Chapter 116 of the Session Laws of the Twenty-first Legislative Assembly of 1929, providing for the hours of labor on public works; public buildings and grounds, and in mills, smelters, cement plants, mines, quarries, buildings, and hydro-electric dams."

By Meyer, Blewett, Casey, McDermott, Sullivan, Cooney, O'Connell, Doran, Finlen and Goodwin: A Bill for an Act entitled: "An Act to authorize and provide for the consolidation and merging of the corporate existence and government of the County of Silver Bow and all cities and towns therein into one municipal corporation and government under the corporate name 'City and County of Butte,' defining the powers thereof and providing a commission-mayor plan of government therefor."

MESSAGES FROM THE SENATE

Helena, Montana, January 6, 1931.

Mr. Speaker: I am directed by the Senate to inform your honorable body that the Committee on Committees this day submitted the following appointments: Report adopted.

Committee on Mileage and Per Diem—Senator Galt, Senator Church, Senator Rowland.

Committee on Journal—Senator Garber, Senator Himsl, Senator Angvick.

Very truly,

J. F. CONE,
Secretary of the Senate.

The Speaker announced committee appointments as follows:

Agriculture: Budas, Carbon, chairman; McCormack, Flathead, vice-chairman; Arnold, Stillwater; Ryder, Roosevelt; Kruse, Garfield; Lewis, Richland; Hagestad, McCone; Watson, Missoula; Waring, Yellowstone; Wilson, Judith Basin; Chapman, Daniels; Gordon, Chouteau; O'Day, Cascade; Rolph, Liberty; Haight, Fergus.

Enrolling: Henderson, Granite, chairman; Lewis, Richland; Hanson, Valley; Watson, Meagher; Goodwin, Silver Bow.

Entertainment: Dunn, Gallatin, chairman; Buck, Flathead; Mason, Lewis and Clark.

Insurance: Ryder, Roosevelt, chairman; Darlington, Gallatin, vice-chairman; Sample, Dawson; Dunn, Gallatin; Leavitt, Custer; Cole, Yellowstone; Pappin, Cascade; Bechtel, Park; Hansen, Valley; Jarrett, Sweet Grass; Brown, Cascade; Burke, Deer Lodge; Mason, Lewis and Clark; Doran, Silver Bow; McDermott, Silver Bow.

Judiciary: Rigg, Hill, chairman; Leavitt, Custer, vice-chairman; Manning, Wibaux; Sample, Dawson; Ross, Blaine; Nyquist, Valley; Graff, Yellowstone; Merriman, Carbon; Pauly, Powell; Schilling, Missoula; Adair, Lewis and Clark; Finlen, Silver Bow; Meyer, Silver Bow; Stewart, Lewis and Clark; Replogle, Fergus.

Livestock and Public Ranges: Waite, Powder River, chairman; Ross, Blaine, vice-chairman; Hodgskiss, Teton; Pauly, Powell; Burrell, Fallon; Henderson, Granite; Andrew Ueland, Sheridan; Watson, Meagher; Jarrett, Sweet Grass; Waring, Yellowstone; Tinsley, Madison; Arnold, Rosebud; Metlen, Beaverhead; Woodcock, Chouteau; McFarland, Wheatland.

Revenue and Taxation: Nelstead, Carter, chairman; Hodgskiss, Teton, vice-chairman; Leavitt, Custer; Ryder, Roosevelt; Sample, Dawson; Ekegren, Blaine; Jarrett, Sweet Grass; McCormack, Flathead; Andrew Ueland, Sheridan; Dellwo, Lake; Cooney, Silver Bow; Benjamin, Toole; Metlen, Beaverhead; Burke, Deer Lodge; Brown, Cascade.

Workmen's Compensation: Pauly, Powell, chairman; Dunn, Gallatin, vice-chairman; Moss, Flathead; Fairgrieve, Carbon; Watson, Meagher; Pappin, Cascade; Quamme, Pondera; Manning, Wibaux; Stewart, Lewis and Clark; Miller, Lincoln; Doran, Silver Bow; Martin, Glacier; O'Connell, Silver Bow; Murphy, Deer Lodge; Minnick, Dr., Phillips.

Moss, Chairman of Highways, requested that the Highways Committee meet immediately after recess this morning, same room on upper floor occupied last session.

Leavitt: I move the House recess until 2 o'clock p. m. Motion seconded. Carried.

AFTERNOON SESSION

Mr. Speaker in the chair.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Cranston: A Bill for an Act entitled: "An Act to amend Section 4974 Revised Codes of Montana, 1921, providing for the disincorporation of a city or town and providing for the proceedings relative thereto."

By Stewart: A Bill for an Act entitled: "An Act to amend Section 8273 of the Revised Codes of Montana of 1921, as amended by Chapter 39 of the Twentieth Legislative Assembly, relating to mortgages, deeds of trust or assignments for the benefit of creditors by corporations."

REPORTS OF SELECT COMMITTEES

The following report of a Select Committee was received:

"Mr. Speaker: We, your Special Committee on Resolutions, respectfully beg leave to report the following resolution for the consideration of this body:

WHEREAS, our fellow Representative, Mrs. Lucy Curran, member of this House, has just suffered great bereavement in the death of her mother, Mrs. Johnson, and

WHEREAS, the members of this House have the fullest sympathy for Mrs. Curran in this, her hour of bereavement, and desire that Mrs. Curran have tangible testimony of our sympathy;

NOW, THEREFORE, BE IT RESOLVED: That this resolution be spread upon the Journal of the House and a copy delivered to Mrs. Lucy Curran.

KNIGHT OF CASCADE,
R. R. UELAND OF SHERIDAN,
COFFEE OF MISSOULA,
Committee."

On motion of Knight, the resolution was adopted.

INTRODUCTION OF BILLS AND SECOND READING OF SAME

Without previous notice and by unanimous consent, the following bills were introduced:

H. B. No. 3, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 23 of Article 3 of the Constitution of the State of Montana relating to jury trials, and providing that in felony cases, except where the death penalty may be imposed, five-sixths in number of the jury may render a verdict, and providing that a jury trial may be waived, by consent of both parties, in felony cases." Committee on Constitutional Amendments.

H. B. No. 4, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 12048 of the Revised Codes of Montana 1921, relating to grounds for a new trial in criminal actions and authorizing the court to modify the judgment if the evidence shows that the defendant is not guilty of the degree of the crime of which he is convicted, but is guilty of a lesser degree thereof, or a lesser crime included therein." Committee on Judiciary.

H. B. No. 5, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11971 of the Revised Codes of Montana of 1921, relating to presumption of innocence, and defining the words 'reasonable doubt,' and providing that no further instructions need be given a jury in a criminal action upon the subjects herein mentioned." Committee on Judiciary.

H. B. No. 6, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11847 of the Revised Codes of Montana of 1921, which provides that an indictment or information must charge but one offense except where it is committed by different means, and providing that other offenses, if connected in their commission or of the same class, may be charged in separate counts, and authorizing consolidation of indictments or informations, and providing for the procedure in the trial if several counts or offenses are charged, and repealing all Acts and parts of Acts in conflict herewith." Committee on Judiciary.

H. B. No. 8, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 12109 of the Revised Codes of Montana of 1921, relating to the time appeals may be taken to the supreme court in criminal cases, and repealing all Acts and parts of Acts in conflict herewith." Committee on Judiciary.

H. B. No. 7, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act providing for a Juvenile Court and the procedure therein, providing for the appointment of probation officers, outlining

their duties and specifying their compensation, defining juvenile delinquent persons and a delinquent child, providing for a lawful method of procedure against juvenile delinquents, their parents and guardians, specifying places for their temporary and permanent detention and the compensation for their care, providing for time and place of trial, providing methods and means to carry the provisions of this Act into effect. Repealing Chapter 51, Part II, of the Penal Code of the Revised Codes of Montana, of 1921, including Section 12280 as amended by Section 1, Chapter 52 of the Laws of 1923, relating to proceedings against delinquent children and juvenile delinquent persons." Committee on Public Morals, Charities and Reforms.

H. B. No. 9, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11874 of the Revised Codes of the State of Montana, of 1921, relating to departures from the form or mode prescribed by the Penal Code of the State of Montana in respect to pleadings and proceedings." Committee on Judiciary.

H. B. No. 10, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act relating to the preparation of transcript on appeal in criminal cases, the filing thereof, authorizing the appellate court to extend time for filing transcript, and repealing Section 12116 R. C. M. 1921, relating to duty of clerks upon appeal, and all other Acts and parts of Acts in conflict herewith." Committee on Judiciary.

H. B. No. 11, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act providing for alternate jurors in any felony case the trial of which is likely to be a protracted one, and providing the method of drawing said jurors and specifying their duties, and repealing all Acts and parts of Acts in conflict herewith." Committee on Judiciary.

H. B. No. 12, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11906 of the Revised Codes of the State of Montana of 1921, relating to objections forming grounds of demurrer and when such objections may be taken." Committee on Judiciary.

H. B. No. 13, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11973 of the Revised Codes of the State of Montana, of 1921, relating to separate trials of defendants jointly charged with a public offense." Committee on Judiciary.

H. B. No. 14, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 12011 of the Revised Codes of the State of Montana of 1921, being a part of Chapter 26 of Part II, of the Criminal Code of the State of Montana relating to conduct of jury after submission of the case and relating to what papers the jury may take with them upon retiring for deliberation upon their verdict." Committee on Judiciary.

H. B. No. 15, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act relating to and to regulate the granting of new trials and the reversal and setting aside of judgment in criminal causes and repealing Section 12125 of the Revised Codes of the State of Montana of 1921 relating to judgment without regard to technical errors and all other Acts and parts of Acts in conflict herewith." Committee on Judiciary.

H. B. No. 16, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11852 of the Revised Codes of the State of Montana, of 1921, relating to the sufficiency of indictments or informations." Committee on Judiciary.

H. B. No. 17, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act relating to the instructions to the jury with reference to the opinions of expert witnesses in criminal trials." Committee on Judiciary.

H. B. No. 18, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11845 of the Revised Codes of the State of Montana, of 1921, relating to pleadings and forms of indictments or informations." Committee on Judiciary.

H. B. No. 19, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11596 of the Revised Codes of the

State of Montana, of 1921, relating to terms of imprisonment and when the second term of imprisonment shall commence." Committee on Judiciary.

H. B. No. 20, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11804 of the Revised Codes of the State of Montana, of 1921, relating to the amendment of indictments or informations." Committee on Judiciary.

H. B. No. 21, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to establish the place of trial of persons charged with offenses committed in or against any aircraft while in flight over the State of Montana." Committee on Aviation.

H. B. No. 22, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11853 of the Revised Codes of the State of Montana, of 1921, relating to the sufficiency of indictments and informations and to defects and imperfections therein." Committee on Judiciary.

H. B. No. 23, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act relating to and providing the form of instruction to be given in any criminal trial or proceeding when evidence of flight of a defendant is relied upon as tending to show guilt." Committee on Judiciary.

H. B. No. 24, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to repeal Section 12036 of the Revised Codes of the State of Montana, of 1921, in relation to proceedings on acquittal of defendant on the ground of insanity." Committee on Judiciary.

H. B. No. 25, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11898 of the Revised Codes of the State of Montana of 1921, relating to the grounds of demurrer to an indictment or information." Committee on Judiciary.

H. B. No. 26, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 12177 of the Revised Codes of the State of Montana, of 1921, being a part of Chapter 40 of Part Two of the Penal Code of the State of Montana, relating to who may be witnesses in criminal actions, said Section 12177 relating particularly to when the defendant may be sworn and when he may testify in his own behalf, and providing that his failure to testify may be considered by the court and jury and may be the subject of comment by counsel." Committee on Judiciary.

H. B. No. 27, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act relating to the instructions of the court in civil and criminal actions and providing that, either in written instructions to the jury as to the law or after argument of counsel, the judge may comment on the evidence and the testimony and credibility of any witness, and repealing all Acts and parts of Acts in conflict herewith." Committee on Judiciary.

H. B. No. 28, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 8901 of the Revised Codes of the State of Montana, of 1921, relating to time of service of regular jurors, and providing that jurors drawn before the return of a new jury list shall continue to serve until discharged by the court." Committee on Judiciary.

H. B. No. 29, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to add two new sections to Chapter 17, Part II, of the Penal Code of the State of Montana, relating to the rules of pleading and form of the information and indictment, which said sections are for providing how previous conviction or convictions of a felony shall be charged in the information or indictment, and providing for amending informations and indictments to charge such previous conviction or convictions, and providing for the manner in which and the place where such charge of previous conviction or convictions shall be tried by the court or jury; and such new sections shall be known as and numbered 11844-a and 11844-b and

shall be and become a part of the Penal Code of the State of Montana." Committee on Judiciary.

H. B. No. 30, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11964 of the Revised Codes of the State of Montana, of 1921, being a part of Chapter 24 of Part II of the Penal Code of the State of Montana, relating to challenging the jury and as to how challenges shall be tried." Committee on Judiciary.

H. B. No. 31, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act providing that in every criminal action the prosecution may introduce evidence of the criminal record, either oral or written, of the accused." Committee on Judiciary.

H. B. No. 32, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act relating to the assessment of punishment by a jury in their verdict of guilty to first or second degree murder, and in all other cases by the court. Repealing Sections 12027, 12028, 12029, 12030 and 12031 of the Revised Codes of the State of Montana, of 1921, being a part of Chapter 27, Part II, of the Penal Code of the State of Montana, entitled 'The Verdict'." Committee on Judiciary.

H. B. No. 33, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act relating to that upon conviction for crime, in addition to the punishment prescribed, and as a part of the sentence, the court may impose upon the defendant the duty to pay the whole or any part of the disbursements of the prosecution, limiting amount in courts not of record, and providing for its collection by execution or enforcement in the same manner as the sentence." Committee on Judiciary.

H. B. No. 34, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to create a State Bureau of Criminal Identification and Investigation and defining its powers and duties." Committee on State Boards and Officers.

H. B. No. 35, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act establishing a presumption on appeal that defendant, convicted in district court, was present at all stages of the trial, unless it shall affirmatively appear by the record to the contrary, and presumption that the court gave proper admonition to jury at each recess or adjournment of court." Committee on Judiciary.

H. B. No. 36, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11844 of the Revised Codes of the State of Montana, of 1921, relating to the form of indictment and information, said Section 11844 being a part of Chapter 17, Part II, of the Penal Code of the State of Montana, entitled 'Rules of Pleadings and Forms of Information and Indictment'." Committee on Judiciary.

H. B. No. 37, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 8893 of the Revised Codes of the State of Montana, of 1921, relating to who are exempt from jury duty, and to repeal that portion only of Section 1401 of the Revised Codes of the State of Montana, of 1921, which relates to and provides for the exemption of every commissioned officer and every enlisted man of the National Guard of Montana from jury duty, and also to repeal that portion only of Section 5144 of the Revised Codes of Montana, of 1921, which relates to and provides for the exemption from jury duty of members of unpaid regular organized fire companies." Committee on Judiciary.

H. B. No. 38, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11960 of the Revised Codes of the State of Montana, of 1921, relating to ground of challenge for implied bias, said Section 11960 being a part of Chapter 24, Part II, of the Penal Code of the State of Montana, entitled 'Challenging the Jury'." Committee on Judiciary.

H. B. No. 39, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to repeal Section 12026 of the Revised Codes of the State of Montana, of 1921, in relation to the jury ascertaining the value of property in criminal actions." Committee on Judiciary.

H. B. No. 40, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11870 of the Revised Codes of the State of Montana, being a part of Chapter 17, of Part II, of the Criminal Code of the State of Montana, relating to rules and pleading and forms of the information and indictment and relating to the variance between the charge contained in the indictment or information and the evidence offered in proof thereof, and providing that no variance between the statement contained in the indictment or information and the evidence offered in proof thereof shall be grounds for acquittal." Committee on Judiciary.

H. B. No. 41, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 12000 of the Revised Codes of the State of Montana, of 1921, relating to procedure in cases where a juror is unable to perform his duties by reason of sickness." Committee on Judiciary.

H. B. No. 42, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11911 of the Revised Codes of the State of Montana, of 1921, relating to what may be given in evidence under a plea of not guilty." Committee on Judiciary.

H. B. No. 43, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act relating to the plea of insanity when joined with other pleas and how the defendant shall be tried under such plea and pleas, and how and in what manner the judgment or commitment may be ordered in such cases, and providing how and in what manner a defendant who has been committed to a state hospital for the insane by reason of insanity may be restored to sanity." Committee on Judiciary.

H. B. No. 44, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act relating to alienists and the appointment, production and examination thereof where a plea of not guilty by reason of insanity is entered in criminal cases." Committee on Judiciary.

H. B. No. 45, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 11907 of the Revised Codes of the State of Montana, of 1921, relating to pleas and the different kinds of pleas in criminal actions, and also to amend Section 11908 of the Revised Codes of the State of Montana, of 1921, relating to the pleas in criminal actions and how they are put in and their form." Committee on Judiciary.

H. B. No. 46, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act to amend Section 12020 of the Revised Codes of the State of Montana, of 1921, relating to general verdicts in criminal causes and being part of Chapter 27 of Part II of the Penal Code of the State of Montana relating to verdicts." Committee on Judiciary.

H. B. No. 47, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act relating to drunkenness as being no excuse for crime and how insanity as a defense must be proven, and amending Section 10728 of the Revised Codes of the State of Montana of 1921, being a part of Chapter One of the Penal Code of the State of Montana of 1921, entitled 'Definitions and Preliminary Provisions,' as the same was amended by Chapter 87 of the Laws of the Nineteenth Legislative Assembly of 1925, passed and approved March 10, 1925, and by adding to said section a subdivision or subsection to be known as No. 2, and which relates to how insanity as a defense shall be proven." Committee on Judiciary.

Leavitt: If there is no objection, may the House revert to Order of Business No. 4?

REPORTS OF STANDING COMMITTEES

The following report was received:

Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 1, a Bill for an Act entitled: "An Act authorizing the issuance of Treasury Debentures of the State of Montana in the principal sum not exceeding six million dollars for the years 1931 to 1934, inclusive, and not to exceed one million five hundred thousand dollars in any one of said years, and sale thereof

for use of State Highway Fund for the purpose of assuring the ability of the State of Montana to secure any moneys made available by Act of Congress in reference to highways: and anticipating the revenues from license or excise tax on motor fuels: prescribing the terms and conditions of said Treasury Debentures and the dates of their maturity: the procedure for issuance and sale thereof; prescribing the conditions under which sale of such debentures may be made: prescribing the handling and use of the funds derived from the sale of such Treasury Debentures: prescribing the amounts and years, respectively, in which said Treasury Debentures shall be due and payable: providing for the repayment of both principal and interest of such debentures and for the setting aside of sufficient of said excise tax to pay the same; providing for the cost of advertising the sale of said debentures; and making the issuance and sale of said debentures an irrevocable contract between the State and the owner of any of said debentures and providing that said excise tax on motor fuels at the rate provided by this session of the Legislature shall not be reduced so long as any of said debentures are outstanding and unpaid; repealing all Acts or parts of Acts in conflict herewith and declaring an emergency," respectfully report as follows: That House Bill No. 1, do pass.

MOSS, Chairman.

On motion by Moss, duly seconded, report adopted.

Dunn of Gallatin: A former member of the House, Honorable William Jameson, of Yellowstone County is present.

Speaker: The chair will appoint the gentleman, Mr. Dunn from Gallatin and the gentleman, Mr. Hagstad from McCone, to escort Mr. Jameson to the chair.

Speaker: The chair has been requested to inform the members that biographical forms are going to be passed to you and the information requested thereon is for the benefit of the Historical Library of the State of Montana. The information is quite valuable to them and will become more valuable as the years go by, so you are asked to fill these forms out as soon as possible. The pages will distribute these at this time and you will hand them in to the Sergeant's office. The chair will now announce committee appointments, as follows:

Affairs of Cities: Troy, Hill, chairman; Brown, Gallatin, vice-chairman; Buck, Flathead; Lillis, Yellowstone; Pappin, Cascade; Schilling, Missoula; Hagestad, McCone; Swope, Broadwater; Woodcock, Chouteau; Burke, Deer Lodge; Adair, Lewis and Clark; Goodwin, Silver Bow; Miller, Lincoln; Sullivan, Silver Bow; Grabow, Park.

Education: Hodgskiss, Teton, chairman; Leavitt, Custer, vice-chairman; Curran, Roosevelt; Dougherty, Ravalli; Lewis, Richland; Roll, Cascade; Merriman, Carbon; Troy, Hill; R. R. Ueland, Sheridan; Dellwo, Lake; Freed, Petroleum; Goodwin, Silver Bow; O'Day, Cascade; Minnick, Phillips; Coffee, Missoula.

Fish and Game: Arnold, Stillwater, chairman; Buck, Flathead, vice-chairman; Henderson, Granite; Dougherty, Ravalli; Willard, Missoula; Waring, Yellowstone; Knight, Cascade; Haverfield, Big Horn; Watson, Meagher; Dellwo, Lake; Spangler, Mineral; Sullivan, Silver Bow; Martin, Glacier; Morris, Deer Lodge; Grabow, Park.

Railroads and Transportation: Green, Dawson, chairman; Logan, Yellowstone, vice-chairman; Moss, Flathead; Waite, Powder River; Salyerds, Fergus; Troy, Hill; Manning, Wibaux; Blewett, Silver Bow; Hanson, Valley; Murphy, Deer Lodge; Arnold, Rosebud; Miller, Lincoln; Southmayd, Cascade; Porter, Ravalli; Vollmer, Jefferson.

Leavitt: If there are no committee reports at this time, I move the House adjourn to meet Thursday, January 8, 1931, at 11:00 a. m. Motion duly seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FOURTH DAY

House of Representatives,
Helena, Montana, January 8, 1931.

House met pursuant to adjournment at 11:00 a. m.

Mr. Speaker in the chair.

Invocation by the Chaplain.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the third legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, reported adopted.

On roll call all members present, except: Curran, excused.

REPORT OF SELECT COMMITTEE

The following resolution was received:

"Mr. Speaker: We, your Special Committee on Resolutions, respectfully beg leave to report the following resolution for the consideration of this body:

WHEREAS, it is come to the notice of the House that Mrs. Constance Adair, wife of Representative Hugh R. Adair, of Lewis and Clark county, has answered the final call, and passed to the great beyond, and

WHEREAS, Mrs. Adair was well-known to many of the members of this House, and highly respected and beloved by all, and had added to the comfort and enjoyment of House and Senate members of previous sessions, and

WHEREAS, we realize that the death of Mrs. Adair has cast a great bereavement upon our fellow member, Representative Adair, and

WHEREAS, we sympathize with our brother, and wish him to understand that we appreciate his great loss;

NOW, THEREFORE, BE IT RESOLVED: That the House of Representatives of the State of Montana, desire, hereby, to express to Representative Adair, and to the other relatives of Mrs. Constance Adair, our sorrow and regret at her untimely passing; and

BE IT FURTHER RESOLVED: That copies of this resolution be conveyed to Representative Adair, and spread at large in the Journals of the House.

KNIGHT OF CASCADE,
R. R. UELAND OF SHERIDAN,
COFFEE OF MISSOULA."

Moved by Knight that the resolution be adopted. Seconded and carried.

REPORTS OF STANDING COMMITTEES

Helena, Montana, January 7, 1931.

"We, your Committee on Employment, wish to submit the following report, to-wit: That we have on this day appointed the following employees to be employed in this House during the present session:

January 7, 1931.

LIST OF EMPLOYEES

Elevator Operators:

Lee Marston Granite
Anna McLaskey Yellowstone

Engrossing:

Henry DeLaney, Chief Hill
Minnie Schneider, Ass't
S. G. Skulason Missoula

Stenographers:

Mildred Cawley	Fergus
Adele Hanratty	Silver Bow
Beulah Baker	Deer Lodge
Katheryn Fauts	Golden Valley
Katherine Boyer	Silver Bow
Genne Milligan	Sheridan
Margaret Moore	Two Dot

ALEX FAIRGRIEVE, Chairman."

On motion by Fairgrieve, duly seconded, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

State of Montana
Office of the Governor
Helena

January 8, 1931.

The Speaker,
House of Representatives,
Helena, Montana.

Complying with the provisions of the Constitution, I have the honor to transmit herewith a report of the pardons and commutations of sentence granted since the time of the report to the Twenty-first Legislative Assembly.

J. E. ERICKSON, Governor.

Leavitt: I move that the communication be considered read at length and the Journal so show. Motion seconded and carried.

REPORT OF PARDONS, COMMUTATIONS AND REMISSION OF
FINES, 1929-1930

Pardons

GEORGE RYAN—Lewis and Clark; burglary first degree; sentenced March, 1917, two to four years; escaped after one year and five months; returned from Idaho penitentiary in 1927; afflicted with cancer; pardoned April 6, 1929, and delivered to care of relatives in Idaho.

ANTON WICKSTRUM — Golden Valley; grand larceny; March 11, 1926; one to two years; pardoned July 11, 1929, on recommendation of judge and county attorney.

ROY McCANN — Broadwater justice court; petty larceny; June 7, 1929; three months in county jail and fine of \$250.00. Pardoned July 11, 1929, on recommendation of many citizens and five of six jurors in case.

LOUIS HELM—Ravalli; burglary; May 9, 1929; one year; pardoned August 6, 1929, on recommendation of presiding judge.

DANIEL H. BATES alias GEORGE HARRIS—Beaverhead; grand larceny; May 28, 1929; 18 months. Bates was only 18 years old and on recommendation of judge and county attorney a pardon was granted August 23, 1929.

FRANK DOUGALL—Beaverhead; grand larceny; May 28, 1929; 18 months; co-defendant with Bates. Dougall was only 19 and on recommendation of judge and county attorney a pardon was granted September 23, 1929.

CLINTON BLAIR—Ravalli; auto theft; one year; June, 1929; boy of 19; on county attorney's recommendation pardon was granted October 16, 1929.

RAYMOND NASH—Missoula; third degree assault; July, 1929; six months in county jail and \$500.00 fine. Nash had served more than three months and paid \$200.00 of fine. On recommendation of county attorney and numerous county officials pardon was granted October 17, 1929.

KARL NYBERG—Flathead; third degree assault; June 11, 1929; six months in county jail and \$500.00 fine. Nyberg was without funds and his family was dependent on charity. On recommendation of county attorney and other officials pardon was granted November 13, 1929.

DONALD HOLT—Richland; grand larceny; July, 1929; one year; pardoned December 4, 1929, because of precarious condition of his health.

GEORGE GLOMSKI—Sheridan; forgery; October 21, 1929; one year. Glomski was afflicted with tuberculosis, and because of this and the recommendation of the presiding judge pardon was granted December 9, 1929.

WILLIAM DeMESSMAKER—Valley; grand larceny; June, 1929; one year. Because of petitions by his neighbors and extenuating circumstances in case, pardon was granted February 14, 1930.

HOMER GILES—Chouteau; petty larceny; December 5, 1929; six months in county jail and \$350.00 fine. Giles was only 19 and on recommendation of county attorney and other officials pardon was granted April 21, 1930.

GLENN ROBINSON—Cascade; possessing narcotics; April, 1929; two years. Because of his ill health pardon was granted May 20, 1930.

JOE NAGLICH—Carbon; murder; December 23, 1923; life. Because of statements by judge, county attorney, jurors and others, pardon was granted June 25, 1930.

JOHN BOOTHMAN—Lincoln; rape; December, 1929; two years. Pardoned August 29, 1930; recommended by county attorney.

ED CORCORAN—Deer Lodge; attempted rape; November 3, 1929; two and one-half years. His co-defendant appealed to the supreme court, where judgment was reversed and release followed. In justice to Corcoran pardon was granted August 29, 1930.

RHEINHOLT DIEDE—Yellowstone; attempt to wreck a train; March, 1930; five years. It was contended that Diede was irresponsible at the time of commission of the act. On recommendation of county attorney, other officials and citizens, pardon was granted October 15, 1930.

JOHN MANION—Deer Lodge; grand larceny; July, 1930; two years. Facts developing since the trial seemed to raise a doubt as to Manion's guilt. On recommendation of county attorney, sheriff and many others, pardon was granted October 17, 1930.

CATHERINE HINKLEY—Gallatin; forgery; July, 1930; one year. Defendant was convicted with her husband. It appeared that she was about to become a mother, and on statements by the presiding judge and warden of the prison Mrs. Hinkley was pardoned November 22, 1930.

Commutations

WILLIAM WILLIAMSON—Missoula; using auto without consent of owner; August 7, 1928; two to four years. Defendant was one of two boys charged with the offense and his partner was sentenced to one to two years. On recommendation of the county attorney Williamson's sentence was commuted to one to two years January 5, 1929.

JAMES MORRIS GALE—Sanders; robbery; June 1, 1922; 15 to 30 years. On the prison physician's showing that Gale's health was much impaired and an operation necessary, Gale's sentence was on March 9, 1929, commuted to 12 to 24 years.

AUGUST BECKER—Silver Bow; rape; March 29, 1922; 20 to 50 years. Prison physician certified that Becker was suffering from toxic goiter and an operation would probably be necessary. Becker's people being ready to take charge of him upon release, his sentence was on March 9, 1929, commuted to 12 to 24 years.

CHARLES TORDIK—Chouteau; murder in the second degree; July, 1924; 12 to 24 years. On recommendation of county attorney and most of jurors in the case his sentence was on March 29, 1929, cut to 10 to 20 years.

FRANK LAIRD—Carter; rape; April 16, 1926; 15 to 30 years. The judge who heard the case recommended commutation after Laird had served three years, and several of the jurors declared the sentence too severe. Commuted March 29, 1929, to 6 to 12 years.

ADA VALLIE—Glacier; selling narcotics; July 9, 1928; 5 to 10 years. The county attorney believed the sentence too severe and recommended diminution. Sentence commuted June 8, 1929, to 2 to 5 years.

LOUIS MONROE—Glacier; manslaughter; April 15, 1929; 1 to 2 years. County attorney, sheriff and several of the jurors recommended commutation. On July 11, 1929, sentence was cut to 6 months to 1 year.

MARION SMALL—Fergus; first degree assault; February 2, 1926; 7½ to 15 years. As a reward for valuable service in the automobile license department at the prison sentence was on July 12, 1929, commuted to 6 to 10 years.

HARRY O'NEILL—Big Horn; burglary; March, 1926; 10 to 20 years. Judge, county attorney and several jurors recommended a reduction and on July 12, 1929, commutation to 6 to 12 years was granted.

ELMER PRICE—Flathead; robbery; July 23, 1928; four to eight years. On representations by county attorney and other officials, the boy's sentence was on July 20, 1929, reduced to 2 to 4 years.

JOE KOSLEY—Gallatin; statutory rape; August 1, 1928; 10 to 20 years. The defendant pleaded guilty without advice or counsel, and because of developments after sentence the judge recommended a reduction. On November 18, 1929, sentence was cut to 2½ to 5 years.

PRICE GREENUP—Ravalli; grand larceny; April 11, 1929; 3 to 6 years. Judge and county attorney favored clemency and on May 20, 1930, commutation to 2 to 4 years was granted.

JAMES SCHAFER—Judith Basin; robbery; October, 1929; two years. The boy was only 19 years old and was sorely needed on the ranch by his widowed mother. Judge and county attorney recommended clemency and on May 21, 1930, sentence was reduced to 1 year.

JAMES G. HARKINS—Carter; manslaughter; November 30, 1928; 5 to 10 years. The supreme court reviewed the case and reluctantly affirmed the lower court. On representations in numerous petitions and letters commutation to 1 to 3 years was granted June 23, 1930.

C. R. BUCK—McCone; receiving stolen property; September 6, 1925; 2½ years. County attorney, sheriff and numerous others requested a commutation and on September 19, 1930, diminution to 1½ years was granted.

FRANKLIN CLIFFORD—Rosebud; petty larceny; June 16, 1930; 6 months. On recommendation of judge and county attorney sentence was on September 19, 1930, commuted to 100 days in jail.

HOWARD CADY—Liberty; first degree burglary; April 3, 1929; 7 years. Believing the record showed him entitled to a reduction, sentence was on October 17, 1930, commuted to 3½ years.

BERT CLAREY—Fergus; attempted rape; August 10, 1921; 24 years and 9 months to 49 years and 6 months. The judge, county attorney and many others urged clemency and on November 15, 1930, sentence was commuted to 18 to 36 years.

JOHN MCGINNES—Cascade county; manslaughter; January 17, 1929; 5 to 10 years. Because of the prisoner's age and ill health the sentence was on November 24, 1930, commuted to 4 to 8 years.

JOHN CYR—Richland; first degree murder; July, 1918; life. Because of his advanced age and his good record in prison, his sentence was on November 25, 1930, commuted to 25 years.

JOE LOMBARDI—Deer Lodge; seduction; July 20, 1930; two years. County attorney recommended clemency, as did many petitioners familiar with the case. On December 31, 1930, sentence was commuted to 1 year.

Fines Remitted

ANTONE MESSMER—Richland; selling liquor to a minor; March 13, 1928; 9 months in jail and \$300.00 fine. Prisoner had served jail sentence and 1 month of fine. On recommendation of judge and county attorney remainder of fine was remitted on January 28, 1929.

ERNEST LANGSTON—Sweet Grass; third degree assault; December 31, 1928; 6 months in county jail and \$500.00 fine. Some of the jurors and many citizens of the county petitioned for clemency and on June 5, 1929, the fine was remitted.

JOSEPH A. HERRING—Cascade; possessing narcotics; May, 1928; 2 to 5 years and \$500.00 fine. He had served half of the minimum and had been paroled, but was being held on account of the fine. He was without funds. Many citizens of Great Falls petitioned in his behalf and on July 31, 1929, the unearned portion of the fine was remitted.

THOMAS ALDRIDGE—Silver Bow; possession of morphine; February 23, 1929; 1 to 2 years and \$500.00 fine. Judge and county attorney favored clemency and on October 10, 1929, the unpaid portion of the fine was remitted.

JOE GIDDINGS—Flathead; third degree assault; June 11, 1929; 6 months in county jail and \$500.00 fine. He had served his jail sentence and 5 months on his fine. County attorney, sheriff and most of the jurors recommended remission of the fine and on May 5, 1930, the unearned portion of the fine was remitted.

ALBERT DISHMAN and ROGER POWELL—Granite; third degree assault; September, 1929; 12 months in county jail and \$1,000.00 fine each. Numerous petitions and letters on behalf of the young men were filed, and on August 1, 1930, their fines were remitted.

HILLIS BLACKMAN, GERALD VON SEGEN and GLEN SEARS HARPSTER—Sanders; minor offense; June 23, 1930; 6 months in county jail and \$200.00 fine each. On recommendation of the county attorney and justice of the peace who imposed the penalty the fines were remitted on November 29, 1930.

MYRON SHANKS—Broadwater; violation of fish and game laws; November 5, 1930; sentenced in justice's court to 60 days in jail and \$200.00 fine. Prisoner had family dependent on charity of friends, who appealed for clemency. On December 31, 1930, fine was remitted upon completion of jail sentence.

Transfer

JOHN BUNCH—Custer; April 9, 1929; burglary; three years. It appeared that at the time of his conviction Bunch was only a little over 16 years old, and on August 16, 1929, under authority of Section 12570, Revised Codes, he was ordered transferred to the State Industrial School.

Helena, Montana, January 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction of Bills were this day given:

Moved by Nelstead that the communications from the Senate be considered read at length and the Journal so show. Motion seconded. Carried.

Helena, Montana, January 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction of Bills were this day given:

By Crawford: A Bill for an Act to regulate manufactures in the State of Montana—manufacturing Montana products.

By Pauline: A Joint Memorial to the Congress of the United States providing for the enactment of "Stringent and Immediate Legislation Prohibiting Immigration to the United States for a Period of Five Years, and Preventing Discrimination in Favor of Aliens, Thereby Protecting the Welfare and Interests of the People of this Country."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion by Senator Kane was this day made and unanimously adopted:

I move that the Rules of the Senate of the 22nd Legislative Assembly be suspended for the purpose of granting Tom Stout the privileges of the floor of the Senate during the Twenty-second Session; and further, that he be permitted to act in an advisory capacity on Standing Committees of the Senate.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Committees this day reported the following Standing Committee:

Finance and Claims—Senator Cowan, Chairman; Senator Staggs, Senator H. C. Smith, Senator Schnitzler, Senator Pauline, Senator Pearl I. Smith, Senator Reed, Senator Church, Senator Keeley.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion by Senator Pauline, duly made and seconded, was this day adopted:

"I move that it be the sense of the Senate that the Secretary of State be directed to furnish the members of the Senate with copies of the December, 1930, pay roll, the same to include all state officials and employees in the capitol building, and that he be further directed to indicate what increases or decreases in salaries have been made by the Board of Examiners during the preceding biennium, and that this report be placed on the desks of the members of the Senate not later than January 15, 1931."

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt: That no letters, pamphlets or other communications, which are unsigned, shall be placed upon the desks of the House members or in the chambers or corridors of the House without the approval of the Speaker, Floor Leader or Sergeant-at-Arms. Motion duly seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced and referred to committees:

H. B. No. 48, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 3079 of the Revised Codes of Montana of 1921, as amended by Chapter 116 of the Session Laws of the Twenty-first Legislative Assembly of 1929, providing for the hours of labor on public works; public buildings and grounds, and in mills, smelters, cement plants, mines, quarries, buildings, and hydro-electric dams." Read first and second times by title only and referred to Committee on Labor.

H. B. No. 49, by Cranston: A Bill for an Act entitled: "An Act to amend Section 4974 Revised Codes of Montana 1921 providing for the incorporation of a city or town and providing for the proceedings relative thereto." Read first and second times by title only and referred to Committee on Affairs of Cities.

H. B. No. 50, by Dougherty: A Bill for an Act entitled: "An Act to amend Sections 3696 and 3697 of the Revised Codes of the State of Montana, 1921, as amended by Chapter 192 of the Laws of the 19th Legislative Assembly of the State of Montana, 1925, and again amended by Chapter 59 of the Laws of the 20th Legislative Assembly of the State of Montana, 1927, relating to open season for elk and deer." Read first and second times by title only and referred to Committee on Fish and Game.

H. B. No. 51, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2953 of the Revised Codes of the State of Montana, 1921, relating to record of proceedings to be kept, and testimony to be taken down—attorneys, fees fixed." Read first and second times by title only and referred to Committee on Judiciary.

The following bill was this day introduced, read first and second times at length and referred to committee:

H. B. No. 52, by Willard: A Bill for an Act entitled: "An Act appropriating money for the payment of interest on and the principal of the general fund warrant indebtedness of the State of Montana for the period beginning July 1st, 1931, and ending June 30, 1933." Committee on Appropriations.

Leavitt: This afternoon we are going to have during the recess the National Commander of the D. A. V., Herman H. Weimer, speak to us.

Speaker: I shall announce one committee at this time, the Printing Committee, as follows: Nyquist, Valley, Chairman; Sheffer, Treasure, Vice-Chairman; Moss, Flathead; Cooney, Silver Bow; Cranston, Fergus.

Leavitt: May we revert to Order of Business No. 6?

MOTIONS AND RESOLUTIONS

Leavitt: I move that the members of the Honorable Senate be invited to sit with the House members this afternoon to hear the address of the National Commander of the Disabled American Veterans, Herman H. Weimer. Motion duly seconded and carried.

A meeting of the Appropriations Committee was announced to be held immediately after recess this morning.

Leavitt: I move the House recess until 2:30 this afternoon. Motion duly seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m.

Mr. Speaker in the chair.

Leavitt: We have the Honorable Walter Simethurst of Musselshell County, a former member of the Eighteenth Assembly, with us at this time.

Speaker: I will appoint the Floor Leader of the Republican party and the Floor Leader of the minority party to escort the distinguished gentleman to the chair.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce bills as follows:

Helena, Montana, January 8, 1931.

Mr. Speaker: I hereby give notice that I will on tomorrow or some subsequent day, introduce a bill entitled: "An Act for the appointment of special assistant attorneys general for the State Board of Equalization and the State Highway Commission and fixing salaries thereof."

RIGG, By Request.

Mr. Speaker: I hereby give notice that I will on tomorrow or some subsequent day, introduce a bill entitled: "An Act to appropriate money from the Industrial Accident Fund of the State of Montana for the payment of the compensation claim of James H. Winchell, which claim has not been allowed by the Industrial Accident Board because it was not presented within six months from the date of the happening of the accident."

TROY.

REPORTS OF SELECT COMMITTEES

Helena, Montana, January 8, 1931.

Mr. Speaker: We, your Seating Committee, have made the following rearrangement of seats:

Porter, Ravalli—Seat 71.

Hamilton, Phillips—Seat 72.

Hamilton, Musselshell—Seat 73.

Minnick, Phillips—Seat 74.

DUNN, NELSTEAD and COONEY.

Speaker: There being no objection the House takes notice of the changes of seats.

MOTIONS AND RESOLUTIONS

Leavitt: I move that the Sergeant-at-Arms be instructed to keep order and prevent unnecessary conversations and noises in the rear of the House at all times during session.

Speaker: This applies to the gallery as well.

Motion duly seconded and carried.

Moved by Dellwo: That the following amendment to Rule "33" of the Rules, Joint Rules and Order of Business of the Twenty-second Legislative Assembly, "Insert after the first paragraph thereof the following: The original and printed copies of all bills which propose an amendment to existing law shall contain the full text of all sections sought to be amended and shall indicate all deleted language by enclosing the same in parenthesis and all added language by underscoring or italics." Provided, that indicated deletions shall not be considered a part of the law and shall not be included in the enrolled bill.

Motion duly seconded and carried.

Speaker: I shall refer the motion to Committee on Rules, Joint Rules and Order of Business.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF THE SAME

The following bills were introduced, read first and second times, by title only, and referred to committees:

H. B. No. 53, by request by Meyer, Blewett, Casey, McDermott, Cooney, Finlen by request, O'Connell by request, Goodwin by request, Doran by request, Sullivan by request: A Bill for an Act entitled: "An Act to authorize and provide for the consolidation and merging of the corporate

existence and the government of the County of Silver Bow and all cities and towns therein into one municipal corporation and government under the corporate name 'City and County of Butte,' defining the powers thereof and providing a commission-mayor plan of government therefor." Committee on Affairs of Cities and Townships and Counties jointly.

H. B. No. 54, by Stewart of Lewis and Clark: A Bill for an Act entitled: "An Act to amend Section 8273 of the Revised Codes of Montana of 1921, as amended by Chapter 39 of the Twentieth Legislative Assembly, relating to mortgages, deeds of trust or assignments for the benefit of creditors by corporations." Committee on Judiciary.

Leavitt: Shortly after recess which will include a program this afternoon there will be a short session of the House. There will be a meeting of the Committee on Appropriations immediately following adjournment. I now move the House recess subject to call of the chair. Motion seconded and carried.

House resumed.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following report was received:

Helena, Montana, January 8, 1931.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report House Bill No. 2 correctly enrolled.

HENDERSON, Chairman.

On motion by Henderson, duly seconded, report adopted.

The Speaker gave notice that he was about to sign H. B. No. 2, introduced by Appropriations Committee, and thereupon signed same.

Leavitt: May we be upon Order of Business No. 6?

MOTIONS AND RESOLUTIONS

Leavitt: I am informed that the funeral of Mrs. Hugh Adair will be held tomorrow and I move that the Speaker be authorized to appoint a committee to attend in the name of the House. Motion seconded and carried.

Speaker: I shall appoint the following to act as a committee to attend the funeral of Mrs. Adair: Dunn, Gallatin; Sample, Dawson; Nelstead, Carter; Stewart, Lewis and Clark; Mason, Lewis and Clark.

Leavitt: I have been requested to announce that tomorrow evening at 6:30 an invitation is extended to all ex-service men to attend the banquet and to hear Captain Weimer deliver an address. Also I understand the Woolgrowers' Convention will be held at Missoula next week, 15th, 16th and 17th. It is very possible that the House will adjourn the latter two days and if there is a sufficient number who want to attend, I understand that there will be reduced rates. Any member contemplating the trip please leave name with any one member of the Missoula delegation. I now move the House adjourn until Friday morning, January 9, 1931, at 10:00 a. m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTH DAY

House of Representatives,
Helena, Montana, January 9, 1931.

House convened pursuant to adjournment at 10:00 a. m.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except the following: Adair, Curran, Henderson, Ross, Tinsley, Waite.

Leavitt: I ask the unanimous consent of the House that Members Henderson, Ross, Tinsley and Waite be excused for the day.

Speaker: There being no objection the members are excused for the day.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fourth legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce bills as follows:

By Fairgrieve: A Bill for an Act entitled: "An Act to impose a certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in through sale, barter or exchange of cigars, cheroots, stogies, cigarettes, manufactured tobacco and snuff sold and or distributed by any person, firm, association, joint stock company, syndicate or corporation in this state, and to provide methods and penalties for its enforcement, and to appropriate the revenues derived from this tax to state educational purposes."

By Stewart: A Bill for an Act entitled: "An Act to amend Section 6744 of the Revised Codes of Montana of 1921, relating to the termination of a tenancy or other estates at will."

By Stewart: A Bill for an Act entitled: "An Act to amend Section 6723 of the Revised Codes of Montana, 1921, relating to the enumeration of estates in real property."

By Stewart: A Bill for an Act entitled: "An Act to amend Section 6727 of the Revised Codes of Montana of 1921, defining or relating to freeholds, chattels real and chattel interests, and providing that chattel interests are not subject to execution."

Speaker: We have received quite a number of petitions relative to the early enactment of the Selvig bill in Congress, giving the American farmer the benefit of the law for his wheat. I have petitions from the following counties: Hill (4), Dawson (1), Chouteau (1), Roosevelt (2), Phillips (1), Sheridan (1), Blaine (1), Valley (3), Liberty (1). With the permission of the House I will turn these petitions over to the Committee on Agriculture.

REPORTS OF SELECT COMMITTEES

Mr. Speaker: We, your special committee on resolutions, respectfully beg leave to report the following resolution:

WHEREAS, Almighty God in His infinite judgment has seen fit to remove from our midst the Hon. Charles H. Simpson, late of Custer County, a former member of this body, and who was re-elected to succeed himself in the present assembly; and

WHEREAS, the Hon. Charles M. Simpson was a valued member of this assembly and his honesty of purpose, integrity of character and rare judgment greatly added to the deliberations of the assembly, and in his death the State of Montana has lost a valued citizen;

NOW, THEREFORE, BE IT RESOLVED, that the House of Representatives of the State of Montana in session assembled, do hereby extend to his surviving widow and members of his family, our sincere sympathy, and express our sorrow and regret at his untimely passing; and

BE IT FURTHER RESOLVED, that copies of this resolution be recorded in the journal of the House and conveyed to the surviving widow and members of the family of the deceased.

LEAVITT,
ROSS,
WAITE,
JOHN ARNOLD.

Moved by Leavitt, duly seconded, that resolution be adopted. Carried.

Mr. Speaker: We, your Special Committee on resolutions, respectfully beg leave to report the following resolution:

WHEREAS, Almighty God in His infinite judgment, has seen fit to remove from our midst, the Hon. Samuel A. Kinville, late of Silver Bow County, a former member of this Body; and

WHEREAS, the Hon. Samuel A. Kinville was a valued member of this assembly and his honesty of purpose, integrity of character and rare judgment greatly added to the deliberations of the assembly, and in his death the State of Montana has lost a valued citizen;

NOW, THEREFORE, BE IT RESOLVED, that the House of Representatives of the State of Montana in session assembled, do hereby extend to his surviving widow and members of his family, our sincere sympathy, and express our sorrow and regret at his untimely passing; and

BE IT FURTHER RESOLVED, that copies of this resolution be recorded in the journal of the House and conveyed to the surviving widow and members of the family of the deceased.

LEAVITT,
ROSS,
WAITE,
JOHN ARNOLD.

Moved by Leavitt, duly seconded, that resolution be adopted. Carried.

Speaker: I will now announce the balance of the committees:

Apportionment and Representation: Erickson, Golden Valley, chairman; Lewis, Richland, vice-chairman; Rigg, Hill; Curran, Roosevelt; Parker, Flathead; Dougherty, Ravalli; Ekegren, Blaine; Sheffer, Treasure; Fairgrieve, Carbon; Knight, Cascade; Rolph, Liberty; Meyer, Silver Bow; Hamilton, Musselshell; Benjamin, Toole; Cranston, Fergus.

Aviation: Swope, Broadwater, chairman; Cole, Yellowstone, vice-chairman; Roll, Cascade; Jarrett, Sweet Grass; Merriman, Carbon; Willard, Missoula; Parker, Flathead; Salyerds, Fergus; Blewett, Silver Bow; Arnold, Rosebud; O'Day, Cascade; Grabow, Park; Hamilton, Musselshell.

Banks and Banking: Manning, Wibaux, chairman; Bechtel, Park, vice-chairman; Budas, Carbon; Sample, Dawson; Leavitt, Custer; Darlinton, Gallatin; Ekegren, Blaine; McCormack, Flathead; Graff, Yellowstone; Schilling, Missoula; Murphy, Deer Lodge; Brown, Cascade; Stewart, Lewis and Clark; Hamilton, Phillips; Finlen, Silver Bow.

Conservation of Resources: Wilson, Judith Basin, chairman; Dunn, Gallatin, vice-chairman; Swope, Broadwater; Waring, Yellowstone; Troy, Hill; Burrell, Fallon; Miller, Lincoln; Grabow, Park; Coffee, Missoula; Sullivan, Silver Bow.

Constitutional Amendments: McCormack, Flathead, chairman; Nyquist, Valley, vice-chairman; Bechtel, Park; Fairgrieve, Carbon; Manning, Wibaux; Ross, Blaine; Cole, Yellowstone; Blewett, Silver Bow; Watson, Missoula; Haight, Fergus; Dellwo, Lake; Casey, Silver Bow; Southmayd, Cascade; McFarland, Wheatland; Hamilton, Musselshell.

Corporations other than Municipal: Blewett, Silver Bow, chairman; Sheffer, Treasure, vice-chairman; Logan, Yellowstone; Pappin, Cascade; Hanson, Valley; Finlen, Silver Bow; Hamilton, Musselshell.

Dairying: Dougherty, Ravalli, chairman; Hanson, Valley, vice-chairman; Waring, Yellowstone; Merriman, Carbon; Moss, Flathead; Salyerds, Fergus; Ryder, Roosevelt; Ekegren, Blaine; Knight, Cascade; Dellwo, Lake; Vollmer, Jefferson; McDermott, Silver Bow; Tinsley, Madison; Hamilton, Musselshell; Miller, Lincoln.

Development and Publicity: Buck, Flathead, chairman; Ryder, Roosevelt, vice-chairman; Erickson, Golden Valley; Knight, Cascade; Gordon, Chouteau; Burke, Deer Lodge; Doran, Silver Bow; Haight, Fergus.

Equal Suffrage: Curran, Roosevelt, chairman; Erickson, Golden Valley, vice-chairman; Kruse, Garfield; Brown, Gallatin; Chapman, Daniels; Morris, Deer Lodge; McFarland, Wheatland.

Fairs and Expositions: Knight, Cascade, chairman; Quamme, Pondera, vice-chairman; Lewis, Richland; R. R. Ueland, Sheridan; Blewett, Silver Bow; Lillis, Yellowstone; Watson, Meagher; Willard, Missoula; Hamilton, Phillips; Mason, Lewis and Clark; Haight, Fergus; Vollmer, Jefferson.

Federal Relations: Haverfield, Big Horn, chairman; Troy, Hill, vice-chairman; Nelstead, Carter; Budas, Carbon; Knight, Cascade; Ryder, Roosevelt; Nyquist, Valley; Cooney, Silver Bow; Morris, Deer Lodge; McFarland, Wheatland; Replogle, Fergus.

Horticulture: Roll, Cascade, chairman; Dougherty, Ravalli, vice-chairman; Knight, Cascade; Porter, Ravalli; Gordon, Chouteau; Hamilton, Musselshell; Martin, Glacier.

Improvements and Manufacturing: Erickson, Golden Valley, chairman; Haverfield, Big Horn, vice-chairman; Cole, Yellowstone; Goodwin, Silver Bow; Vollmer, Jefferson; Porter, Ravalli.

Internal Improvements: R. R. Ueland, Sheridan, chairman; Wilson, Judith Basin, vice-chairman; Arnold, Stillwater; Budas, Carbon; Watson, Meagher; Cranston, Fergus; McDermott, Silver Bow; Gordon, Chouteau; Casey, Silver Bow.

Irrigation and Water Rights: Lillis, Yellowstone, chairman; Brown, Gallatin, vice-chairman; Budas, Carbon; Ekegren, Blaine; Wilson, Judith Basin; Watson, Meagher; Tinsley, Madison; Stewart, Lewis and Clark; Porter, Ravalli; Metlen, Beaverhead; McFarland, Wheatland; Hamilton, Phillips.

Labor: Sample, Dawson, chairman; Fairgrieve, Carbon, vice-chairman; Nelstead, Carter; Parker, Flathead; Bechtel, Park; Cole, Yellowstone; Dougherty, Ravalli; Rigg, Hill; Swope, Broadwater; O'Connell, Silver Bow; Cranston, Fergus; Woodcock, Chouteau; Casey, Silver Bow; Hamilton, Musselshell; McDermott, Silver Bow.

Libraries: Hagestad, McCone, chairman; Waite, Powder River, vice-chairman; Lillis, Yellowstone; Sullivan, Silver Bow; Southmayd, Cascade; O'Connell, Silver Bow.

Military Affairs: Kruse, Garfield, chairman; Graff, Yellowstone, vice-chairman; Nelstead, Carter; Arnold, Stillwater; Dunn, Gallatin; Buck, Flathead; Shannon, Sanders; Spangler, Mineral; Grabow, Park; Adair, Lewis and Clark; Casey, Silver Bow; Replogle, Fergus.

Mines and Mining: Henderson, Granite, chairman; Blewett, Silver Bow, vice-chairman; Fairgrieve, Carbon; Schilling, Missoula; Dougherty, Ravalli; Mason, Lewis and Clark; Murphy, Deer Lodge; Meyer, Silver Bow; Southmayd, Cascade.

New Counties and Divisions: Waring, Yellowstone, chairman; Schilling, Missoula, vice-chairman; Pauly, Powell; Roll, Cascade; Ross, Blaine; Goodwin, Silver Bow; Shannon, Sanders; O'Connell, Silver Bow; Minnick, Phillips.

Petroleum, Oil and Gas: Quamme, Pondera, chairman; Watson, Missoula, vice-chairman; Sample, Dawson; Arnold, Stillwater; Swope, Broadwater; Bechtel, Park; Hagestad, McCone; Wilson, Judith Basin; Freed, Petroleum; Mason, Lewis and Clark; Rolph, Liberty; Cranston, Fergus; Benjamin, Toole; Spangler, Mineral; Woodcock, Chouteau.

Privileges and Elections: Andrew Ueland, Sheridan, chairman; Parker, Flathead, vice-chairman; Curran, Roosevelt; Merriman, Carbon; Dougherty, Ravalli; Graff, Yellowstone; Dunn, Gallatin; Henderson, Granite; Hagestad, McCone; Tinsley, Madison; Chapman, Daniels; Dellwo, Lake; Meyer, Silver Bow; Shannon, Sanders; Goodwin, Silver Bow.

Public Health and Sanitary Affairs: Sheffer, Treasure, chairman; Willard, Missoula, vice-chairman; Roll, Cascade; Lewis, Richland; Henderson, Granite; Erickson, Golden Valley; Haverfield, Big Horn; Wilson, Judith Basin; Parker, Flathead; Southmayd, Cascade; Martin, Glacier; Minnick, Phillips; Benjamin, Toole; Repogle, Fergus; Cooney, Silver Bow.

Public Morals, Charities and Reforms: Willard, Missoula, chairman; Merriman, Carbon, vice-chairman; Curran, Roosevelt; Brown, Gallatin; Budas, Carbon; Cole, Yellowstone; Kruse, Garfield; Ekegren, Blaine; Nyquist, Valley; Casey, Silver Bow; Adair, Lewis and Clark; Martin, Glacier; Repogle, Fergus; McDermott, Silver Bow; Freed, Petroleum.

Public Safety: Burrell, Fallon, chairman; Fairgrieve, Carbon, vice-chairman; R. R. Ueland, Sheridan; Cole, Yellowstone; Green, Dawson; Knight, Cascade; McCormack, Flathead; Freed, Petroleum; Doran, Silver Bow; Hamilton, Musselshell; Metlen, Beaverhead; Porter, Ravalli.

Public Utilities and State Commissions: Salyerds, Fergus, chairman; Pappin, Cascade, vice-chairman; Logan, Yellowstone; Blewett, Silver Bow; Quamme, Pondera; Brown, Gallatin; Haverfield, Big Horn; Watson, Missoula; Nelstead, Carter; Stewart, Lewis and Clark; Woodcock, Chouteau; Finlen, Silver Bow; Morris, Deer Lodge; Goodwin, Silver Bow; Spangler, Mineral.

State Boards and Officers: Darlinton, Gallatin, chairman; Buck, Flathead, vice-chairman; Hodgskiss, Teton; Henderson, Granite; Graff, Yellowstone; Haverfield, Big Horn; Sheffer, Treasure; Willard, Missoula; Andrew Ueland, Sheridan; Coffee, Missoula; Meyer, Silver Bow; Vollmer, Jefferson; Morris, Deer Lodge; Hamilton, Phillips; Porter, Ravalli.

State Institutions, Public Buildings and Grounds: Brown, Gallatin, chairman; Burrell, Fallon, vice-chairman; Logan, Yellowstone; Hagestad, McCone; Ross, Blaine; Troy, Hill; Ryder, Roosevelt; Waite, Powder River; Watson, Missoula; Southmayd, Cascade; Gordon, Chouteau; Finlen, Silver Bow; O'Day, Cascade; O'Connell, Silver Bow; McFarland, Wheatland.

State Lands: Ross, Blaine, chairman; Waite, Powder River, vice-chairman; Hodgskiss, Teton; Burrell, Fallon; Darlinton, Gallatin; Salyerds, Fergus; Jarrett, Sweet Grass; Andrew Ueland, Sheridan; Lillis, Yellowstone; Tinsley, Madison; Chapman, Daniels; Metlen, Beaverhead; Cooney, Silver Bow; Coffee, Missoula; Benjamin, Toole.

Townships and Counties: Parker, Flathead, chairman; Kruse, Garfield, vice-chairman; Curran, Roosevelt; Manning, Wibaux; Salyerds, Fergus; Sheffer, Treasure; Andrew Ueland, Sheridan; Wilson, Judith Basin; O'Day, Cascade; Mason, Lewis and Clark; Spangler, Mineral; Morris, Deer Lodge; Rolph, Liberty; Cranston, Fergus; Shannon, Sanders.

Waterways and Navigation: Moss, Flathead, chairman; Jarrett, Sweet Grass, vice-chairman; Knight, Cascade; Manning, Wibaux; McCormack, Flathead; Lillis, Yellowstone; Cooney, Silver Bow; Cranston, Fergus; Miller, Lincoln; Minnick, Phillips; Benjamin, Toole; Murphy, Deer Lodge.

Ways and Means: Dunn, Gallatin, chairman; Kruse, Garfield, vice-chairman; Burrell, Fallon; Ekegren, Blaine; Schilling, Missoula; Lillis, Yellowstone; Hanson, Valley; Lewis, Richland; Roll, Cascade; R. R. Ueland, Sheridan; Burke, Deer Lodge; Rolph, Liberty; Chapman, Daniels; Haight, Fergus; Freed, Petroleum.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following messages were received from the Senate:

Helena, Montana, January 8, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate this day appointed the following committee from the Senate to attend the funeral of Mrs. Hugh Adair, on motion of Senator Church, duly seconded and carried:

Senators Church, Reed, McCleary, Hagerty, Harris, Eaton, Holton, Smith of Beaverhead, Gustafson, Plank, Burr.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 8, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee on Committees this day reported the following Standing Committee:

Committee on Rules—Senator Kane, Senator Shelver, Senator Duncan.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 8, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 2, by Committee on Appropriations, was this day read three several times, title and history agreed to, concurred in, and is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Leavitt: I move that a special committee of three be appointed to act with a like committee from the Senate to investigate unpaid hail losses and to report back to this body within 10 days from the date of appointment.

Motion duly seconded and carried.

INTRODUCTION OF BILLS AND SECOND READING OF THE SAME

The following bill was introduced, read first and second times by title only and referred to committee:

H. B. No. 55, by Rigg, by request: A Bill for an Act entitled: "An Act providing for the appointment of Special Assistant Attorneys General for the State Board of Equalization and the State Highway Commission and fixing salaries thereof." Referred to Committee on State Boards and Officers.

The following bill was this day introduced, read first and second times at length and referred to committee:

H. B. No. 56, by Troy: A Bill for an Act entitled: "An Act to appropriate money from the industrial accident fund of the State of Montana for the payment of the compensation claim of James H. Winchell, which claim has not been allowed by the Industrial Accident Board because it was not presented within six months from the date of the happening of the accident." Referred to Committee on Appropriations.

Speaker: If there are no objections the House will revert to Order of Business No. 2.

NOTICES

Authors gave notice that they will on tomorrow or some subsequent day introduce the following bills:

By Ekegren, Hodgskiss, Rolph, Budas: A Bill for an Act entitled: "An Act to amend Chapter 79 of the Session Laws of the 21st Legislative Assembly of Montana, relating to the collection of taxes and the time and method of collecting the same, and the interest thereon, and providing penalties for the delinquency thereof."

Leavitt: I wish to announce that this evening at 6:30 the Montana Sportsmen's Association will have their annual banquet. This banquet is one of the features annually given by the Association and there will be pictures shown on wild life, game and fisheries. Reservation for the banquet should be made not later than 2:30 today and the price is one dollar per plate. I have attended two of these banquets and assure you the program will be very instructive to all of you who are interested in the preservation of wild life.

I move the House adjourn until Monday, January 12, 1931, at 2:00 p. m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

EIGHTH DAY

House of Representatives.

Helena, Montana, January 12, 1931.

House convened pursuant to adjournment at 2:00 p. m.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Brown (Cascade), Curran and Roll, excused.

Ryder of Roosevelt explained that Mrs. Curran's step-father was seriously ill and her return uncertain, whereupon the Speaker excused the lady until further notice.

Leavitt requested that Brown and Roll be excused and there being no objection they were excused by the Speaker.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifth legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion of Ekegren, report adopted.

Committee on Printing reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. No. 1.

NYQUIST, Chairman.

On motion of Nyquist, report adopted.

COMMUNICATIONS AND PETITIONS

Helena, Montana, January 8, 1931.

To the Honorable Speaker of the House of Representatives of the Twenty-second Legislative Assembly:

State of Montana, Helena, Montana:

Dear Sir: You and the members of this Honorable body are cordially invited to attend the Annual Convention of the Montana Wool Growers' Association, to be held at Missoula, January 15, 16 and 17.

Respectfully yours,

C. H. WILLIAMS, President.

Speaker: I desire to announce the following changes made in committee appointments: Highways, Hamilton of Phillips will be substituted for Hamilton of Musselshell; Committee on Education, Haight of Fergus will be substituted for Minnick of Phillips; Agriculture Committee, Minnick of Phillips will be substituted for Haight of Fergus.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 1, of Chapter 1, of the Session Laws of the Twentieth Legislative Assembly 1927, relating to monthly maintenance allowance for persons receiving vocational rehabilitation and training under the provision of Section 3044 to 3051 Revised Codes of Montana of 1921 by increasing the maximum of such allowances and providing additional exceptions thereto."

By Leavitt, Fairgrieve and Waite: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana an amendment to Section 45 of Article 5 of the Constitution of the State of Montana relating to the filling of vacancies occurring in either House of the Legislative Assembly."

By Brown of Gallatin: A Bill for an Act entitled: "An Act prescribing the oath of affirmation to be taken and subscribed to by teachers, instructors, and professors in public schools, normal schools, colleges and universities of this state."

By Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Sections 4227, 4233, 4235, 4236, 4237, 4238, 4239, 4240, 4243, 4244, 4247, 4254, 4261, and 4263 of Chapter 275, Revised Codes of Montana of 1921, relating to standard weights and measures and state sealer of weights and measures and to the powers and duties of the state sealer of weights and measures and providing penalties for the violation of this Act."

By Logan, by request: A Bill for an Act entitled: "An Act appropriating money for the payment of claim of Andy Briscoe as compensation or as a pension due to injuries received while on duty in the service of the State of Montana as a private in the service company, 163rd infantry, Montana National Guard."

By Logan, by request: A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Catharine Crossland Smith as compensation for expense incurred by her husband the late Robert B. Smith while in the performance of his duties as Governor of the State of Montana."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act relating to paying transportation, board, rent or tuition of pupils from the school funds of the district, providing for appeal to the Board of County Commissioners and for contributing to the support of other schools in certain cases and repealing Section 1010 of the Revised Codes of Montana of 1921, as amended by Chapter 77 Session Laws of 1927."

By Spangler: A Bill for an Act entitled: "An Act to amend Chapter 91 of the Session Laws of the 18th Legislative Assembly; said Act being an Act to establish a game preserve in a portion of Mineral county for the protection of game animals, to be known as the Little Saint Joe Game Preserve and providing penalties for violations of such Act but excluding therefrom certain privately owned lands."

By Committee on Insurance, by request: A Bill for an Act entitled: "An Act requiring all insurance companies doing business in this state other than those using New York Standard Form Policies to file with the Commissioner of Insurance for approval or disapproval the form of the proposed policy."

By Committee on Insurance, by request: A Bill for an Act entitled: "An Act to amend Sections 6186 and 6199 of the Revised Codes of Montana 1921 relating to mutual rural insurance companies."

By Graff: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 120 of the Acts of the Eighteenth Legislative Assembly of the State of Montana relating to agreements for the support of prisoners of the United States confined in the county jails and for the use of said jails for that purpose; prescribing the terms and conditions of said agreements and the amounts to be paid by the United States for the support of said prisoners, the use of the county jails and for defraying in part the expenses incident to lighting, heating, the upkeeping and caring for said jails."

By A. Ueland, Lewis, Kruse and Gordon: A Bill for an Act entitled: "An Act providing for the submission of the qualified electors of the State of Montana of an amendment to Section 2 of Article IX of the Constitution of Montana relating to the rights of suffrage."

By Hamilton of Musselshell: "A Joint Resolution urging the Congress of the United States to enact appropriate legislation authorizing the acquisition or condemnation of natural sites for, and the construction of reservoirs for the storage of flood waters upon streams tributary to the Mississippi."

By Willard: "A House Joint Resolution memorializing Congress for the passage of legislation for the establishing of a standard, completely equipped weather station at Missoula, Montana."

By McCormack: A Bill for an Act entitled: "An Act to amend Section 453 of the Revised Codes of Montana, of 1921, relating to office hours."

The Speaker appointed a committee of three members to act with a like committee from the Senate to investigate the unpaid hail losses. Haverfield of Big Horn, Ekegren of Blaine and Benjamin of Toole. The committee will report back to this body within ten days of date thereof.

REPORTS OF STANDING COMMITTEES

Moss: The Committee on Rules, Joint Rules and Order of Business, would like an extension of time in order to fully consider the amendment submitted by the member from Lake.

Speaker: There being no objection time is granted.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communications were received from the Senate:

Helena, Montana, January 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Kane, duly seconded and carried, the President of the Senate this day appointed the following committee to act with a like Committee from the House to confer with the State Commissioner of Hail Insurance, and report its recommendations back to the Senate not later than ten days from this date: Senators Corwin, Thien and Sparling.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Kane, duly seconded and carried, the

President of the Senate this day appointed the following Committee of three to confer with the State Treasurer: Senators Higbie, Shelver and Duncan.

Very truly, J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following resolution by Pauline was this day duly made, seconded and carried: "I move that the State Accountant, the State Treasurer and all other officers or commissioners of the State, having control or handling of any fund, or funds, used in the operation or maintenance of the Greater University of Montana, be required to furnish to the Senate or any member thereof, requesting same, detailed information covering receipts from all sources of all monies in said funds, including legislative appropriations, and also detailed information covering the expenditure, or holding of such funds."

Very truly, J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times and referred to committees:

H. B. No. 57, by Stewart, by request: A Bill for an Act entitled: "An Act to amend Section 6744 of the Revised Codes of Montana of 1921, relating to the termination of a tenancy or other estate at will." Referred to Judiciary Committee.

H. B. No. 58, by Stewart, by request: A Bill for an Act entitled: "An Act to amend Section 6727 of the Revised Codes of Montana of 1921, defining or relating to freeholds, chattels real and chattel interests, and providing that chattel interests are not subject to execution." Referred to Judiciary Committee.

H. B. No. 59, by Stewart, by request: A Bill for an Act entitled: "An Act to amend Section 6723 of the Revised Codes of Montana, 1921, relating to the enumeration of estates in real property. Referred to Judiciary Committee.

On motion by Leavitt, duly seconded and carried, House adjourned until Tuesday, January 13, 1931, at 11:00 a. m.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

NINTH DAY

House of Representatives,
Helena, Montana, January 13, 1931.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Curran, Roll, Minnick, Ueland, R. R. excused.

Leavitt explained that Member Ueland was called out of town on account of the death of his father, whereupon the Speaker excused the member until further notice.

Journal Committee reported as follows:

House of Representatives,
Helena, Montana, January 13, 1931.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the eighth legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion of Ekegren, report adopted.

COMMUNICATIONS AND PETITIONS

The following communications were received:

Mrs. S. V. Stewart will be "at home" Friday afternoon from four to six o'clock, 504 Dearborn Avenue, to wives and guests of members of the Legislative Assembly. Insufficient addresses at the Sergeant's office prevented invitations being sent to all ladies to attend the tea.

Elks Club invited all visiting members of Elks Lodges to attend dinner at the Elks Home at 6:30 this evening.

Mrs. J. W. Walker, Superintendent, Girls' Vocational School, invited members, wives and guests of members to visit the school Wednesday evening, January 14th at 7:30.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Leavitt and Nelstead: A Bill for an Act entitled: "An Act to provide for the appointment of a Taxation and Consolidation Commission of the State of Montana; defining its powers and duties and making an appropriation therefor."

By Rigg, Graff, Nyquist, Replogle, Manning, Schilling, Sample, Merriman, Meyer, Stewart, Finlen, Adair, Pauly, Ross, by request: A Bill for an Act entitled: "An Act to amend Section 8960 of the Revised Codes of Montana, 1921, relating to the transfer of moneys from the Attorneys' License Tax Fund to the Law Library Fund and specifying the purpose for which the same may be expended, and providing for the disbursement thereof."

By Rigg, Graff, Nyquist, Replogle, Manning, Schilling, Sample, Merriman, Meyer, Finlen, Adair, Pauly, Stewart, Ross, by request: A Bill for an Act entitled: "An Act to provide for the codification of the Revised Codes of Montana of 1933; authorizing the appointment of a Code Commissioner, specifying his powers and duties, fixing his compensation and making a supplemental appropriation of money for said purpose."

By Rigg, Graff, Nyquist, Replogle, Manning, Schilling, Merriman, Meyer, Finlen, Adair, Pauly, Ross, Stewart, by request: A Bill for an Act entitled: "An Act to amend Sections 367 and 368 of the Revised Codes of Montana of 1921, relating to the duties and salary and expenses of the Marshal of the Supreme Court."

By Stewart: A Bill for an Act entitled: "An Act relating to the term of issue, redemption, and interest of school district bonds and amending Section 4, Chapter 147, of the Laws of the Twentieth Legislative Assembly of the State of Montana."

By Stewart: A Bill for an Act entitled: "An Act to amend Sections 4536 and 4537 Revised Codes of Montana 1921 providing for burial of deceased soldiers, sailors and marines, and providing for county of residence to bear expense."

REPORTS OF STANDING COMMITTEES

The following reports of Standing Committees were received:

Helena, Montana, January 13, 1931.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration the so-called Crime Commission bills, Numbers, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31,

32, 33, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47, hereby request of the House an extension of time up to and including January 22, 1931, in which to make a report on the said bills. This request is made for the reason that the Committee has been awaiting the printed report of the Crime Commission, which was only yesterday laid on the desks of the members.

RIGG, Chairman.

On motion by Rigg, report adopted.

Helena, Montana, January 12, 1931.

Mr. Speaker: We, your Committee on Employment, wish to submit the following report, to-wit: That we have this day appointed the following employees to be employed in this House during this Session:

Watchmen: Tom Mooney, Valley; J. N. McDonald, Missoula.

Stenographers: Lempi Kivinen, Judith Basin; Alice Dullenty, Carbon; Laura Westphal, Powder River; Kay Roche, Yellowstone; Marcia Orr, Missoula; Alberta Barton, Gallatin; Margaret Fleming, Carbon; Edith Pruner, Gallatin; Lucille Luke, Silver Bow; W. B. McLaughlin, Ravalli; Delmar Leeson, Roosevelt; Josephine Chesach, Carbon; Gretchen Van Voost, Broadwater; Ruth Jones, Phillips; Phil Roch, Gallatin; Leona Carney, Madison; Josephine Daly, Powder River; Genevieve Coolin, Hill; Bertha Guillot, Lewis and Clark.

Proof Readers and Typists: Edna Gillies, Silver Bow; R. G. Wood, Garfield; Geo. C. Lepak, Deer Lodge; Ada McLeod, Lewis and Clark; Alvin Jacobsen, Sheridan; Arthur James, Park; Gordon Tucker, Big Sandy; Ward Wheeler, Carter; H. F. Robinson, Big Horn; Howard Wilson, Cascade; B. W. Pierce, Stevensville; Mrs. H. Cunningham, Cascade; Alice M. Radu, Fort Harrison; Winston Ness, Phillips; Chas. Trumbell, Toole; Nick Smurro, Lewis and Clark; Cecil Maillet, Silver Bow.

2nd Assistant Printing Clerk: G. C. Herrold, Wibaux.

Doorkeeper: Sidney Mann, Prairie.

FAIRGRIEVE, Chairman.

On motion by Fairgrieve, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, January 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Resolution was this day adopted and referred to Committee on Rules:

By Larson: "Be It Resolved that the rules of the twenty-second Legislative Assembly be amended by adding one Standing Committee composed of five members to be known as Committee on 'Allocation of State Bond Funds'."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of introduction of bills were this day given:

By Harris: A Bill for an Act entitled: "An Act regulating the manner of sale of gasoline or like products; specifying marked containers therefor and providing penalty for violation thereof."

By Duncan: A Bill for an Act entitled: "An Act amending Sections 6010 and 6011 of the Revised Codes of Montana, 1921, and providing how corporations may be dissolved."

By Duncan: A Bill for an Act entitled: "An Act amending Section 5916 of the Revised Codes of Montana, 1921, so as to authorize unliquidated

corporations whose terms of corporate existence have expired, or may hereafter expire, to extend their corporate existence, and validating all acts of such corporations and their officers between dates of expiration of terms of corporate existence and dates of extension of their corporate existence, which would have been legal and valid if done before expiration of their corporate existence."

By Page: A Bill for an Act entitled: "An Act regulating telephone rates within the state."

By Page: A Bill for an Act entitled: "An Act providing certain regulations for moving picture theatres."

By Page: A Bill for an Act entitled: "An Act amending Chapter 89 of the Session Laws of 1927, as amended by Chapter 167 of the Session Laws of 1929. An Act revising and codifying the banking laws and providing for the incorporation and regulation of state banks and trust and investment companies; providing for the regulation of private banks; the maintenance of a state banking department, creating a fund to be known as the State Examiner's Fund and prescribing the qualifications, duties and compensation of the State Superintendent of Banks, and of the deputies and employees of the banking department, and prescribing a method for the liquidation of state banks, trust and investment companies, and repealing certain sections of the laws of Montana, together with Acts amendatory thereof, and providing penalties for the violations of this Act."

By Larson, Hagerty and Gilboe: A Bill for an Act entitled: "An Act to provide for the adjustment of claims and taxes levied prior to 1919, and to authorize the transfer from one to the other of tax certificates and tax titles to property obtained by sales for delinquent taxes as between the counties of Teton, Glacier and Pondera, and to validate titles so obtained."

By Larson and Survant: A Bill for an Act entitled: "An Act providing for the classification and basis upon which taxes shall be imposed upon all lands, town and city lots and improvements and upon grains and seeds."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 12, 1931.

The following Senate Bill was this day introduced in the Senate, read first and second time, title agreed to:

S. B. No. 1, by Crawford: A Bill for an Act entitled: "An Act relating to manufacturers, and prohibiting a manufacturer, manufacturing products in the State of Montana, from charging more for such products so manufactured to Montana jobbers, wholesalers, retailers, or private individuals than such manufacturer charges to jobbers, wholesalers, retailers, or private individuals, in any other state of the United States of America."

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

The following resolution was read and referred to committee:

HOUSE JOINT RESOLUTION NO. 1

Introduced by Hamilton of Musselshell.

WHEREAS, the disastrous floods of 1927 wrought havoc in the states of the lower Mississippi Valley, causing great loss of life and millions of dollars in property damage; and

WHEREAS, the storage of flood waters on the streams tributary to the Mississippi would prevent the recurrence of such a calamity; and

WHEREAS, there exists in the United States at the present time a serious situation with regard to unemployment, millions of workers being without employment or means to procure subsistence for themselves and their families; and

WHEREAS, the construction of an adequate system of storage reservoirs on the streams tributary to the Mississippi would serve two purposes, namely, providing employment for these millions of idle workers—thus restoring their purchasing power, and protecting the lives and property of the residents of the Mississippi Valley; therefore be it

RESOLVED, by the House of Representatives of the State of Montana, the Senate concurring, that the Congress of the United States be, and it is hereby respectfully urged to enact appropriate legislation at the earliest possible moment authorizing the acquisition of condemnation of natural sites for, and the construction of reservoirs for the storage of flood waters upon streams tributary to the Mississippi." Referred to Committee on Labor.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times at length and referred to committees:

H. B. No. 60, by Appropriation Committee: A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Catherine Crossland Smith as compensation for expenses incurred by her husband, the late Robert B. Smith, while in the performance of his duties as Governor of the State of Montana." Committee on Appropriations.

H. B. No. 61, by Committee on Appropriations, by request: A Bill for an Act entitled: "An Act appropriating money for the payment of claim of Andy Briscoe as compensation or as a pension, due to injuries received while on duty in the service of the State of Montana as a private in the Service Company, 163rd Infantry, Montana National Guard." Committee on Appropriations.

The following bills were introduced, read first and second times and referred to committees:

H. B. No. 62, by Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Sections 4227, 4233, 4235, 4236, 4237, 4238, 4239, 4240, 4243, 4244, 4247, 4254, 4261, and 4263 of Chapter 275, Revised Codes of Montana of 1921, relating to standard weights and measures and State Sealer of Weights and Measures and to the powers and duties of the State Sealer of Weights and Measures and providing penalties for the violation of this Act." Committee on Agriculture.

H. B. No. 63, by Committee on Insurance: A Bill for an Act entitled: "An Act to amend Sections 6186 and 6199 of the Revised Codes of Montana 1921 relating to mutual rural insurance companies." Committee on Insurance.

H. B. No. 64, by Committee on Insurance: A Bill for an Act entitled: "An Act requiring all insurance companies doing business in this state other than those using New York Standard Form Policies to file with the Commissioner of Insurance for approval or disapproval the form of the proposed policy." Committee on Insurance.

H. B. No. 65, by Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 1, Chapter 1, Session Laws of 1927 providing for a monthly maintenance allowance for persons receiving vocational rehabilitation and training under the provisions of Section 3044 to 3051 Revised Codes of Montana of 1921 and defining the terms and conditions of such allowance." Committee on Labor.

H. B. No. 66, by Graff: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 120 of the Acts of the Eighteenth Legislative Assembly of the State of Montana relating to agreements for the support of prisoners of the United States confined in the county jails and for the use

of said jails for that purpose; prescribing the terms and conditions of said agreements and the amounts to be paid by the United States for the support of said prisoners, the use of the county jails and for defraying in part the expenses incident to lighting, heating, the upkeeping and caring for said jails." Committee on Federal Relations.

H. B. No. 67, by Brown of Gallatin: A Bill for an Act entitled: "An Act prescribing the oath or affirmation to be taken and subscribed to by teachers, instructors, and professors in public schools, normal schools, colleges and universities of this state." Committee on Education.

H. B. No. 68, by Spangler: A Bill for an Act entitled: "An Act to amend Chapter 91 of the Session Laws of the 18th Legislative Assembly; said Act being an Act to establish a game preserve in a portion of Mineral county for the protection of game animals, to be known as the Little Saint Joe Game Preserve and providing penalties for violations of such Act but excluding therefrom certain privately owned lands." Committee on Fish and Game.

H. B. No. 69, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act relating to paying transportation, board, rent or tuition of pupils from the school funds of the district, providing for appeal to the Board of County Commissioners and for contributing to the support of other schools in certain cases and repealing Section 1010 of the Revised Codes of Montana of 1921, as amended by Chapter 102 Session Laws of 1929." Committee on Education.

H. B. No. 70, by A. Ueland, Lewis, Kruse and Gordon: A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 2 of Article IX of the Constitution of Montana relating to the rights of suffrage." Committee on Constitutional Amendments.

H. B. No. 71, by Leavitt, Fairgrieve and Waite: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 45 of Article 5 of the Constitution of the State of Montana relating to the filling of vacancies occurring in either House of the Legislative Assembly." Committee on Constitutional Amendments.

H. B. No. 72, by McCormack of Flathead: A Bill for an Act entitled: "An Act to amend Section 453 of the Revised Codes of Montana, of 1921, relating to office hours." Committee on State Boards and Officers.

The following Memorial was this day introduced, read first and second times and referred to committee on State Institutions, Buildings and Grounds:

HOUSE JOINT MEMORIAL NO. 1

Introduced by Willard, Schilling, Watson (Missoula) and Coffee.

A Resolution memorializing Congress for the passage of legislation for the establishing of a standard, completely equipped weather station at Missoula, Montana.

To the Honorable Senate and House of Representatives of the United States in Congress assembled:

WHEREAS, weather conditions on the west side of the Continental Divide in Montana and Northern Idaho differ greatly from those of the east side

AND WHEREAS, accurate weather predictions would be of great practical value in the following:

1. Operations for control of forest fires.
2. Connection with the safe operation of aerial highways.
3. Horticulture.
4. Agriculture.
5. Stock raising.

6. Shipping.
7. General lumbering operations.
8. The recreational development of that section.

NOW, THEREFORE, BE IT RESOLVED by the Legislative Assembly of the State of Montana that we do hereby petition the Congress of the United States for the passage of the amendment to the pending Agricultural Appropriations Bill, establishing a standard, completely equipped weather station at Missoula, Montana.

BE IT FURTHER RESOLVED, that a copy of this Memorial be transmitted by the Secretary of the State of Montana to both houses of the National Congress and to the Senators and Representatives in Congress from the State of Montana, with the request that they and each of them exert every effort within their power to bring about the enactment of this legislation by the establishment of a weather station at Missoula, Montana."

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt, duly seconded and carried, that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Dunn of Gallatin in the chair.

The committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. No. 1, respectfully report: That on motion, duly seconded and carried, the Committee of the Whole arose to report progress and asks leave to sit again.

DUNN, Chairman.

On motion by Dunn, report adopted.

On motion by Leavitt, duly seconded and carried, the House recessed until two o'clock this afternoon.

AFTERNOON SESSION

Pursuant to recess, House resumed at 2:00 p. m.

Mr. Speaker in the chair.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Ekegren, A. Ueland, Budas, Rolph, Hamilton of Phillips, and Hodgskiss: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Section 1 of Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Section 2169 of the Revised Codes of Montana of 1921 as amended by Section 2 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to the collection of taxes, time and method of collecting the same, delinquent taxes, and providing penalties for the delinquency thereof."

By Meyer and Goodwin: A Bill for an Act entitled: "An Act requiring all contracts hereafter let by the State Highway Commission for the construction, reconstruction, repair or maintenance of highways to contain provisions requiring preference at reasonable wages to be given to bona fide citizens of Montana in the employment and use of labor done under said contracts; defining labor and bona fide citizens and prohibiting the letting of any further such contracts to any contractor after said provision has been violated by any contractor to whom such a contract has been let or by any subcontractor doing work covered by the contract, and providing for rescission of said contract upon payment of to said contractor of the contract value of work performed and material furnished."

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt, duly seconded and carried, that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Dunn in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 1, respectfully report as follows: That House Bill No. 1 be amended as follows: Amend Section 1 of the printed bill by striking out in line 11 the word "six" and in line 12 the figure "6" and inserting in lieu thereof the word "five" in line 11, and the figure "5" in line 12, and that House Bill No. 1, as amended, do pass.

DUNN, Chairman.

On motion of Dunn, duly seconded, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Moss that House Bill No. 1 be reported correctly engrossed and placed upon third reading. Motion seconded and carried.

Moved by Moss that the House be upon Order of Business No. 9, Third Reading of House Bills. Motion duly seconded and carried.

THIRD READING OF HOUSE BILLS

House Bill No. 1, introduced by Moss, Leavitt, Salyerds, Coffee, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nestead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 89.

Noes: Hagestad, Sample, Sheffer. Total 3.

Absent and Not Voting: Benjamin, Curran, Haight, Knight, Minnick, Pappin, Roll, Ueland (R. R.), Woodcock. Total 9.

Moved by Fairgrieve, seconded and carried, that the following report be adopted:

Mr. Speaker: A request was made by the Journal Clerk of the Senate through the Secretary of the Senate, that they be allowed the services of Miss Beulah Baker as Assistant Journal Clerk of the Senate, due to the fact that her ability to handle this particular type of work was greater than any one who the Senate had so far employed. Upon recommendation of Senator Rowland the services of Miss Margaret Woods of Lincoln County was accepted to take care of the immediate rush of work in the office of the Chief Clerk, thus neither adding nor deducting to the number of House employees.

We therefore wish to ask the confirmation of Miss Margaret Woods as of January 12th.

The Employment Committee,
FAIRGRIEVE, Chairman.

Moved by Leavitt that the House adjourn until Wednesday, January 14, 1931, at 11:00 a. m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TENTH DAY

House of Representatives,
Helena, Montana, January 14, 1931.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Curran, Southmayd, Ueland, R. R., Williard, excused; Absent, Finlen.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the ninth legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bills:

By Leavitt and Dellwo: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article 12 of the Constitution of the State of Montana, as amended; creating County Boards of Equalization and creating a Railroad and Public Control Commission and the membership thereof; providing the term of office and the election of said members; the filling of vacancies; defining and prescribing the powers and duties of said commission; providing for hearings and establishment of rules, regulations, and orders by the said commission, and for appeals therefrom, and to perform such other duties as may be from time to time prescribed by law."

By Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising from the transportation of prisoners to the Montana State Prison at Deer Lodge, Montana, and for the transportation of fugitives from justice to points within the State of Montana."

By Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising for obligations incurred by the district judges' expense."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Sections 2816, 2841, 2843, and 2911 of the Revised Codes of Montana 1921, and to amend Section 2989 of the Revised Codes of Montana of 1920; as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925; and to amend Section 2981 of the Revised Codes of Montana of 1921 as amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929; and to repeal Sections 2979, 2980, 2982, 2983, 2984, 2985, 2986, 2987, 2988 and 2989 of the Revised Codes of Montana 1921 all relating to workmen's compensation; and to repeal all Acts and parts of Acts in conflict herewith, with certain reservations."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2950 of the Revised Codes of Montana 1921, relating to the power of the board to award compensation and time and manner of payment and to fix the extent of disability."

By Buck: A Bill for an Act entitled: "An Act amending Section 5275 of the Revised Codes of Montana of 1921 relating to street sprinkling in the cities and towns of Montana and the payment therefor."

By Hodgskiss and Waring: A Bill for an Act entitled: "An Act amending Chapter 27, Part III of the Civil Code of Montana by adding thereto a section, making it a misdemeanor for any person to induce or attempt to induce a member or stockholder of a cooperative marketing association to break his marketing contract with such association or to maliciously and knowingly make false statements about the finances, management or activity of such association, and prescribing a penalty therefor, including civil liability for such offense."

By Ekegren, A. Ueland, Budas, Rolph, Hamilton of Phillips, and Hodgskiss: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Section 1 of Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Section 2169 of the Revised Codes of Montana of 1921 as amended by Section 2 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to the collection of taxes, time and method of collecting the same, delinquent taxes, and providing penalties for the delinquency thereof."

By Moss, Leavitt, Salyerds and Coffee: A Bill for an Act entitled: "An Act to amend Sections 2382 and 2383 of the Revised Codes of Montana of 1921, as amended by Chapter 150 of the Laws of 1923 and by Chapter 186 of the Laws of 1925 and by Initiative Measure No. 31, Laws of 1927; and also to amend Sections 2 and 3, Chapter 19, of the Laws of 1927; being Sections 2396.2 and 2396.3, respectively, of the Supplement to the Revised Codes of Montana 1923-1927, as amended by Chapter 92 of the Laws of 1929, requiring all persons, co-partnerships, firms, associations, joint stock companies, syndicates and corporations engaged in, or carrying on, the business in this state of selling, handling, or using gasoline, to pay to the State Board of Equalization certain license taxes for engaging in, and carrying on such business in this state; fixing the amount of such license taxes and providing a method for the assessment and collection thereof."

By McCormack: A Bill for an Act entitled: "An Act to amend Section 105 of Chapter 60 of the Session Laws of 1927, relating to preservation and record of securities by the State Treasurer."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Helena, Montana, January 9, 1931.

Mr. Speaker: We, your Committee on Mileage and Per Diem, beg leave to report that we have found errors and omissions in our original report, and respectfully request that the original report read as follows:

		Omissions	
Name	City	Mileage	Amount
Grabow, Ed., Livingston		246 @ 10c	\$24.60
Rolph, Herbert D., Joplin		500 @ 10c	50.00
Ross, Thos. A., Chinook		488 @ 10c	48.80

Corrections to be made to read as follows:

Kruse, Albert H., Brusett	994 @ 10c	\$99.40
Martin, Geo. S., Glacier Park	596 @ 10c	59.60
Hamilton, LeVerne, Musselshell	482 @ 10c	48.20
Merriman, S. C., Red Lodge	596 @ 10c	59.60
Budas, Albert, Roberts	572 @ 10c	57.20

Respectfully submitted,

PARKER, Chairman.

Committee on Mileage and Per Diem.

On motion of Parker, report adopted.

Merriman requested the Committee on Public Morals, Charities and Reforms be given an extension of time, January 22, for making a report on H. B. No. 67. There being no objection time extended.

Mr. Speaker: We, your Committee on Judiciary having had under consideration House Bill No. 54, a Bill for an Act entitled: "An Act to amend Section 8273 of the Revised Codes of Montana of 1921, as amended by Chapter 39 of the Twentieth Legislative Assembly, relating to mortgages, deeds of trust or assignments for the benefit of creditors by corporations," respectfully report as follows: That House Bill No. 54 be amended as follows: Amend the title by striking out the last two words thereof, viz., "by corporations."

In line 16 of the original bill after the comma appearing after the word "Corporation" insert the words "association or partnership, or by an individual or individuals."

In line 20 of the original bill after the comma appearing after the word "corporation" insert the words, "association or partnership, or by such individual or individuals."

And that when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Aviation, having had under consideration House Bill No. 21, a Bill for an Act entitled: "An Act to establish the place of trial of persons charged with offenses committed in or against any aircraft while in flight over the State of Montana," it was recommended by the Committee as a whole that the bill do pass.

SWOPE, Chairman.

On motion by Swope, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 72, a Bill for an Act entitled: "An Act to amend Section 453 of the Revised Codes of Montana, of 1921, relating to office hours," respectfully report as follows: That House Bill No. 72 do pass.

DARLINTON, Chairman.

On motion by Darlington, report adopted.

Mr. Speaker: We, your Committee on Labor, having had under consideration House Joint Resolution No. 1, respectfully recommend House Joint Resolution No. 1 be adopted.

SAMPLE, Chairman.

On motion by Sample, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, January 13, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Rules this day reported as follows, report adopted:

We, your Committee on Rules, to whom was referred the Senate resolution introduced by Larson: "Be it resolved: That the rules of the Twenty-second Legislative Assembly be amended by adding one (1) Standing Committee composed of five (5) members to be known as Committee on Allocation of State Bond Funds," having had same under our consideration, respectfully recommend that such resolution amending the rules be adopted.

(Signed) KANE.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 13, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, title agreed to, and were referred to committees:

S. B. No. 2, by Duncan, by request: A Bill for an Act entitled: "An Act amending Section 5916 of the Revised Codes of Montana, 1921, so as to authorize unliquidated corporations whose terms of corporate existence have expired, or may hereafter expire, to extend their corporate existence, and validating all acts of such corporations and their officers between dates of expiration of terms of corporate existence and dates of extension of their corporate existence, which would have been legal and valid if done before expiration of their corporate existence." Committee on Judiciary.

S. B. No. 3, by Duncan, by request: A Bill for an Act entitled: "An Act amending Sections 6010 and 6011 of the Revised Codes of Montana, providing how corporations may be dissolved." Committee on Judiciary.

S. B. No. 4, by Gilboe, Hagerty and Larson: A Bill for an Act entitled: "An Act to provide for the adjustment of claims and taxes levied prior to 1919, and to authorize the transfer from one to the other of tax certificates and tax titles to property obtained by sales for delinquent taxes as between the counties of Teton, Glacier and Pondera and to validate titles so obtained." Committee on Counties and Towns.

Very truly,
J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 13, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction of Bills were this day given:

On motion by Leavitt further communications received from the Senate considered read at length and Journal so show.

By Kemmis: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article IX of the Constitution of the State of Montana relating to the qualifications required of persons to entitle them to vote at general elections, for all officers elective by the people and upon questions that may be submitted to the vote of the people or electors."

By Jergensen: A Bill for an Act entitled: "An Act to amend Section 285 of the Revised Codes of the State of Montana, relating to the duties of State Purchasing Agent, contingent funds for state departments and providing purchase of Montana products."

By Gilboe: A Bill for an Act entitled: "An Act to provide for the appointment of a taxation and consolidation commission of the State of Montana; defining its powers and duties."

By Garber: A Bill for an Act entitled: "An Act to amend Sections 853 and 858, Revised Codes of Montana, 1921, relating to the powers and duties of the State Board of Education in connection with the University of Montana, and to add a new section to be designated as Section 853-A, providing for the appointment by the State Board of Education of a business manager for the University of Montana and prescribing his powers and duties."

Very truly,
J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 13, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Committees this day reported Standing Committees, as per the attached, report adopted.

Very truly,
J. F. CONE,
Secretary of the Senate.

January 13, 1931.

We, your Committee on Committees, beg leave to report the following Standing Committees:

Agriculture—Senator Kemmis, Chairman; Senator Gustafson, Senator Stoutenburg, Senator Sparling, Senator Staggs, Senator Kaulbach, Senator Corwin, Senator Putnam, Senator Angvick.

Apportionment and Representation—Senator Husband, Chairman; Senator Kemmis, Senator Sparling.

Aviation—Senator Willis, Chairman; Senator Schnitzler, Senator Smith (Custer), Senator Campbell, Senator Church.

Banks and Banking—Senator Schnitzler, Chairman; Senator Higbie, Senator Corwin, Senator Himsl, Senator Walker, Senator Page, Senator Galt, Senator Larson, Senator Shelver.

Compensation—Senator Fenton, Chairman; Senator Wheeler, Senator Parkin, Senator Church, Senator Delaney.

Constitutional Amendments—Senator Keeley, Chairman; Senator Wheeler, Senator Campbell.

Corporations Other Than Municipal—Senator Wheeler, Chairman; Senator Thien; Senator Shelver; Senator Higbie, Senator Kaulbach, Senator McCleary, Senator Page.

Counties and Towns—Senator Thien, Chairman; Senator Shelver, Senator Stoutenburg, Senator Donovan, Senator Putnam, Senator Parkin, Senator Wheeler, Senator Tower, Senator Holt.

Dairies and Dairying—Senator Tower, Chairman; Senator Gustafson, Senator Angvick, Senator Jergensen, Senator Hagerty.

Education—Senator Eaton, Chairman; Senator Parkin, Senator Holton, Senator Gustafson, Senator Crawford, Senator Duncan, Senator Plank.

Engrossed Bills—Senator Himsl, Chairman; Senator Holt, Senator Burr.

Elections and Privileges—Senator Harris, Chairman; Senator Galt, Senator Ruffcorn, Senator Corwin, Senator Donovan.

Enrolled Bills—Senator Angvick, Chairman; Senator Kaulbach, Senator Plank.

Fairs and Expositions—Senator Rowland, Chairman; Senator Holton, Senator Eaton, Senator Walker, Senator Church.

Federal Relations—Senator Corwin, Chairman; Senator Baker, Senator Thien, Senator Smith (Beaverhead), Senator Hagerty.

Fish and Game—Senator McCormick, Chairman; Senator Cooper, Senator Tower, Senator Pauline, Senator Gilboe, Senator Rowland, Senator Angvick, Senator Duncan, Senator Willis.

Horticulture—Senator Gustafson, Chairman; Senator Crawford, Senator Pauline, Senator Tower, Senator Sparling.

Insurance—Senator Gilboe, Chairman; Senator Thien, Senator Higbie, Senator Parkin, Senator Delaney, Senator Church, Senator Willis.

Immigration—Senator Jergensen, Chairman; Senator Baker, Senator Ruffcorn, Senator Putnam, Senator Burr.

Irrigation and Water Rights—Senator Higbie, Chairman; Senator Kane, Senator Stewart, Senator Larson, Senator Fenton, Senator Jergensen, Senator Stoutenburg, Senator Duncan, Senator Hagerty.

Judicial Districts—Senator Staggs, Chairman; Senator Holton, Senator Baker, Senator McCormick, Senator Walker.

Judiciary—Senator Stewart, Chairman; Senator Campbell, Senator Rowland, Senator Husband, Senator Fenton, Senator Ruffcorn, Senator Duncan, Senator Walker, Senator Donovan.

Labor and Capital—Senator McCleary, Chairman; Senator Rowland, Senator Kane, Senator Wheeler, Senator Cooper, Senator Reed, Senator Garber.

Libraries—Senator Parkin, Chairman; Senator Kemmis, Senator McCleary.

Military Affairs—Senator Stoutenburg, Chairman; Senator Husband, Senator Thien, Senator Garber, Senator Plank.

Mines and Mining—Senator Page, Chairman; Senator Smith (Beaverhead), Senator Cooper, Senator Jergensen, Senator Reed.

New Counties and Divisions—Senator Ruffcorn, Chairman; Senator Tower, Senator Crawford, Senator Survant, Senator Delaney.

Oil and Leases—Senator Donovan, Chairman; Senator Schnitzler, Senator Gilboe, Senator Burr, Senator Himsl, Senator McCleary, Senator Hagerty.

Printing—Senator Galt, Chairman; Senator Survant, Senator Crawford.

Public Buildings—Senator Shelver, Chairman; Senator Kemmis, Senator Pauline, Senator Himsl, Senator Garber, Senator McCleary, Senator Willis.

Public Morals—Senator Crawford, Chairman; Senator Kemmis, Senator Harris, Senator Eaton, Senator Sparling.

Public Lands—Senator Holt, Chairman; Senator Larson, Senator Kane, Senator Survant, Senator Holton, Senator Stoutenburg, Senator Harris, Senator Plank, Senator Sparling.

Railroads and Transportation—Senator Baker, Chairman; Senator Smith (Custer), Senator Pauline, Senator Cooper, Senator Kaulbach, Senator Walker, Senator Burr.

Roads and Highways—Senator Cooper, Chairman; Senator McCormick, Senator Holt, Senator Himsl, Senator Keeley, Senator Shelver, Senator Larson, Senator Husband, Senator Willis.

Stock Growing and Grazing—Senator Larson, Chairman; Senator Survant, Senator Harris, Senator Holt, Senator McCormick, Senator Galt, Senator Corwin, Senator Delaney, Senator Burr.

Sanitary Affairs—Senator Kaulbach, Chairman; Senator Eaton, Senator Putnam.

Taxation—Senator Survant, Chairman; Senator Higbie, Senator Baker, Senator Fenton, Senator Galt, Senator Holton, Senator Ruffcorn, Senator Garber, Senator Page.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bill was introduced, read first and second times at length and referred to Committee on Public Utilities and State Commissions:

H. B. No. 73, by Leavitt and Nelstead: A Bill for an Act entitled: "An Act to provide for the appointment of a Taxation and Consolidation Commission of the State of Montana; defining its powers and duties and making an appropriation therefor." Committee on Public Utilities and State Commissions.

The following bill was this day introduced, read first and second times and referred to committee:

H. B. No. 74, by Rigg, Adair, Finlen, Graff, Manning, Merriman, Meyer, Nyquist, Pauly, Replogle, Ross, Schilling and Stewart, by request: A Bill for an Act entitled: "An Act to amend Sections 367 and 368 of the Revised Codes of Montana of 1921, relating to the duties and salary and expenses of the marshal of the supreme court." Committee on State Boards and Officers.

The following bill was this day introduced, read first and second times at length and referred to committee:

H. B. No. 75, by Rigg, Adair, Finlen, Graff, Manning, Merriman, Meyer, Nyquist, Pauly, Replogle, Ross, Sample, Schilling and Stewart, by request:

A Bill for an Act entitled: "An Act to provide for the codification of the Revised Codes of Montana of 1933; authorizing the appointment of a Code Commissioner, specifying his powers and duties, fixing his compensation and making a supplemental appropriation of money for said purpose." Committee on State Boards and Officers.

The following bills were this day introduced, read first and second times and referred to committees:

H. B. No. 76, by Rigg, Adair, Finlen, Graff, Manning, Merriman, Meyer, Nyquist, Pauly, Replogle, Ross, Sample, Schilling and Stewart, by request: A Bill for an Act entitled: "An Act to amend Section 8960 of the Revised Codes of Montana, 1921, relating to the transfer of moneys from the attorneys' license tax fund to the law library fund and specifying the purposes for which the same may be expended, and providing for the disbursement thereof." Committee on Judiciary.

H. B. No. 77, by Meyer, Goodwin, Casey, Sullivan, O'Connell, Finlen by request, Blewett, McDermott, Doran by request: A Bill for an Act entitled: "An Act requiring all contracts hereafter let by the State Highway Commission for the construction, reconstruction, repair or maintenance of highways to contain provisions requiring preference at reasonable wages to be given to bona fide citizens of Montana in the employment and use of labor done under said contracts; defining labor and bona fide citizens and prohibiting the letting of any further such contracts to any contractor after said provision has been violated by any contractor to whom such a contract has been let or by any sub-contractor doing work covered by the contract, and providing for rescission of said contract upon payment of to said contractor of the contract value of work performed and material furnished." Committee on Highways.

H. B. No. 78, by Stewart: A Bill for an Act entitled: "An Act relating to the term of issue, redemption, and interest of school district bonds and amending Section 4, Chapter 147, of the Laws of the Twentieth Legislative Assembly of the State of Montana." Committee on Education.

H. B. No. 79, by Stewart: A Bill for an Act entitled: "An Act to amend Sections 4536 and 4537 Revised Codes of Montana 1921 providing for burial of deceased soldiers, sailors and marines, and providing for county of residence to bear expense." Committee on Military Affairs.

Leavitt moved the House recess until 2:00 o'clock this afternoon. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bills:

By Logan, Chairman, Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money for the payment of certain obligations incurred on behalf of the State Forest Department on account of fire suppression during the years 1929 and 1930, under cooperative agreements with the United States Forest Service."

By Logan, Chairman, Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money for the payment of claims of Dale Robinson, for damages to an automobile stolen by two inmates of the State School for the Deaf, Blind and Feeble-minded, who were state charges."

By Willard: A Bill for an Act entitled: "An Act to establish a censorship over moving pictures and talking picture theatres displayed in Montana, providing for a State Board of Censorship of theatres, defining its powers and compensation, and providing penalties for vendors for selling or theatre managers for displaying lewd, lascivious, vulgar, suggestive,

or indecent film attractions, and providing for the creation and compensation of local boards of censorship in cities, towns and counties."

By Quamme: A Bill for an Act entitled: "An Act requiring that any board, council, commission, trustees or body acting for the state or any county or municipality or any public body, who shall contract with any person or corporation to do any work for the state, county, municipality or other public body, to require a good sufficient bond therefor, and providing the terms, conditions and provisions of said bond, and prescribing the liability of the state or any county or municipality or public body for failure to take such bond and repealing all Acts or parts of Acts in conflict herewith."

By Stewart: A Bill for an Act entitled: "An Act to amend Section 17 of Chapter 104 of the Session Laws of the Twenty-first Legislative Assembly 1929, relating to practicing and teaching cosmetology, by providing that all fines resulting from the operation of said Act shall be paid into the treasuries of the several counties for the benefit of the common school fund."

By Stewart: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 104 of the Session Laws of the Twenty-first Legislative Assembly, 1929, by striking therefrom a part relating to requirements to practice or teach cosmetology."

By Budas, Chairman, Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Section 3566 of the Revised Codes of Montana of 1921 relating to the promotion and regulation of apiculture in the State of Montana."

MOTIONS AND RESOLUTIONS

The following motion was submitted by the Employment Committee:

Helena, Montana, January 14, 1931.

Mr. Speaker: Upon the recommendation of the Judiciary Committee, I hereby move that the Employment Committee be empowered to employ a law clerk for the purpose of assisting the Judiciary Committee and other members of the Assembly in the preparation and examination of bills and for such other purposes as he may be able to assist, at a salary of eight dollars (\$8.00) per day, and that his services shall terminate when no longer necessary.

FAIRGRIEVE, Chairman.

On motion by Fairgrieve, duly seconded, the above motion was carried.

House reverted to Order of Business No. 6, and the request of the Labor Committee for additional time to report on H. B. No. 48 was granted.

On motion by Leavitt, duly seconded, House adjourned until Thursday, January fifteenth, at 11:00 a. m. Motion carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

ELEVENTH DAY

House of Representatives,
Helena, Montana, January 15, 1931.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Lillis, excused for today and tomorrow; Ueland, R. R., and Willard, excused until further notice.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the tenth legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion of Ekegren, report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bills:

By Committee on Horticulture: A Bill for an Act entitled: "An Act to regulate the sale of and to fix standard grades of farm products, to provide for inspection, branding and labeling thereof; defining certain terms; conferring certain powers upon the Commissioner of Agriculture, and fixing penalties for the violation thereof, and declaring an emergency."

By Committee on Horticulture: A Bill for an Act entitled: "An Act defining, licensing and regulating dealers in wholesale products as herein defined; defining the words 'produce,' 'individual' and 'commissioner'; outlining the procedure to obtain a license; providing for the date of expiration of licenses, the amount, and the posting thereof; fixing the amount of bonds and defining the conditions thereof; providing for filing of commission schedules, the keeping of records and the report to shippers by dealers; providing for appeals from actions of the Commissioner and how appeals may be taken; providing for handling money received from license fees; imposing certain duties and conferring certain powers upon the Commissioner of Agriculture and prescribing penalties for violation of this Act."

By Committee on Horticulture: A Bill for an Act entitled: "An Act to fix the standard grades of apples; defining same; the standard size of apple box; regulating the sale of apples; providing for marking of containers and providing penalties for violation thereof, and repealing Chapter 276 of the Revised Codes of Montana 1921 as amended by Chapter 118 of the Session Laws of 1923 and Chapter 81 of the Session Laws of 1925."

By Logan, Chairman, Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money for the payment of claim due Horace S. Davis of Billings, Montana, for services rendered the High School Commission in connection with the qualification of the High School Laws of the State."

By Logan, Chairman, Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money for the payment of certain claims arising from the operation of certain State Departments since July 1, 1927."

By Brown of Gallatin: A Bill for an Act entitled: "An Act to amend Section 11179, Revised Codes of Montana of 1921 relating to city and town ordinances regarding gambling."

REPORTS OF STANDING COMMITTEES

The following reports of standing committees were received:

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 49, introduced by Cranston, A Bill for an Act entitled: "An Act to amend Section 4974 Revised Codes of Montana 1921 providing for the disincorporation of a city or town and providing for the proceedings relative thereto.", respectfully report as follows: That House Bill No. 49 do pass.

TROY, Chairman.

On motion by Troy, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 34, respectfully report as follows: That House Bill No. 34 be amended by striking out the following in Section 4, line 22, after the word misdemeanor: "unless the officers have reason to believe that he is an old offender, or where it is deemed

advisable for the purpose of subsequent identification." and as amended do pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 74, a Bill for an Act entitled: "An Act to amend Sections 367 and 368 of the Revised Codes of Montana of 1921, relating to the duties and salary and expenses of the Marshal of the Supreme Court", respectfully report as follows: That House Bill No. 74 do pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 75, a Bill for an Act entitled: "An Act to provide for the codification of the Revised Codes of Montana of 1933; authorizing the appointment of a code commissioner, specifying his powers and duties, fixing his compensation and making a supplemental appropriation of money for said purpose." respectfully report as follows: That House Bill No. 75 do pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Joint Memorial No. 1, introduced by Willard, Schilling, Watson and Coffee, "A resolution memorializing Congress for the passage of Legislation for the establishing of a standard, completely equipped weather station at Missoula, Montana," respectfully report as follows: That House Joint Memorial No. 1 do pass.

BROWN of Gallatin, Chairman.

On motion by Brown of Gallatin, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 11, (being Crime Commission Bill No. 11, on page 24 of the Crime Commission Report), a Bill for an Act entitled: "An Act providing for alternate jurors in any felony case the trial of which is likely to be a protracted one, and providing the method of drawing said jurors and specifying their duties, and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That House Bill No. 11 be amended by striking out Section 3, and as amended do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 14, (being Crime Commission Bill No. 8, on page 21 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 12011 of the Revised Codes of the State of Montana of 1921, being a part of Chapter 26 of Part 2, of the Criminal Code of the State of Montana relating to conduct of jury after submission of the case and relating to what papers the jury may take with them upon retiring for deliberation upon their verdict," respectfully report as follows: That House Bill No. 14 be amended by striking out Section 3 and as amended do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 57, a Bill for an Act entitled: "An Act to amend Section 6744 of the Revised Codes of Montana of 1921, relating to the termination of a tenancy or other estates at will," respectfully report as follows: That House Bill No. 57 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 58, a Bill for an Act entitled: "An Act to amend Section 6727 of the Revised Codes of Montana of 1921, defining or relating to freeholds, chattels real and chattel interests, and providing that chattel interests are not subject to execution," respectfully report as follows: That House Bill No. 58 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 76, a Bill for an Act entitled: "An Act to amend Section 8960 of the Revised Codes of Montana, 1921, relating to the transfer of moneys from the Attorneys' License Tax Fund to the Law Library Fund and specifying the purpose for which the same may be expended, and providing for the disbursement thereof," respectfully report as follows: That House Bill No. 76 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 59, a Bill for an Act entitled: "An Act to amend Section 6723 of the Revised Codes of Montana, 1921, relating to the enumeration of estates in real property," respectfully report as follows: That House Bill No. 59 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Governor:

January 9, 1931.

The Speaker, House of Representatives, Helena, Montana:

I have the honor to advise you that I have this day approved House Bill No. 2—"An Act to appropriate money for the payment of mileage and per diem to the members of the Twenty-second Legislative Assembly; per diem to the officers and attaches, and for the incidental expenses of the Twenty-second Legislative Assembly of the State of Montana."

J. E. ERICKSON, Governor.

Helena, Montana, January 14, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 1 was this day introduced in the Senate, read first and second time, and referred to Committee on Roads and Highways.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 14, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to committees:

Moved by Leavitt that the balance of the Senate communications be considered read at length and Journal so show. Motion seconded and carried.

S. B. No. 5, introduced by Kemmis: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article IX of the Constitution of the State of Montana relating to the qualifications required of persons to entitle them to vote at general elections, for all officers elective by the people and upon questions that may be submitted to the vote of the people or electors." Referred to Committee on Constitutional Amendments.

S. B. No. 6, introduced by Gilboe: A Bill for an Act entitled: "An Act to provide for the appointment of a Taxation and Consolidation Commission of the State of Montana; defining its powers and duties." Referred to Committee on Taxation.

S. B. No. 7, introduced by Harris: A Bill for an Act entitled: "An Act regulating the manner of sale of gasoline or like products; specifying marked containers therefor and providing penalty for violation thereof." Referred to Committee on Oil and Leases.

S. B. No. 8, introduced by Garber: A Bill for an Act entitled: "An Act to amend Sections 853 and 858 Revised Codes of Montana 1921, relating to the powers and duties of the State Board of Education in connection with the University of Montana, and to add a new section, to be designated as Section 853-A, providing for the appointment by the State Board of Education of a business manager for the University of Montana and prescribing his powers and duties." Referred to Committee on Education.

The following Senate Joint Memorial was this day introduced, read first and second time, and referred to Committee on Federal Relations:

S. J. M. No. 1, introduced by Pauline: "Memorial to the Congress of the United States, to enact stringent and immediate legislation prohibiting immigration to the United States for a period of five years, and preventing discrimination in favor of aliens, thereby protecting the welfare and interests of the people of this country."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 14, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of introduction of bills were this day given:

By Burr: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 140 of the Laws of the 20th Legislative Assembly of the State of Montana relating to the assessment and taxation of royalty and royalty interest in the mineral product of any quartz vein or lode or placer mining claim or any mine whatsoever containing gold, silver, copper, lead, petroleum or other valuable mineral or minerals deposit."

By Holton, Burr, Fenton, and Stoutenburg: A Bill for an Act entitled: "An Act to amend Chapter 63 of the Session Laws of 1925 of the 19th Legislative Assembly making it unlawful for any owner, or person having the management or control of a stallion, ridgeling, unaltered male mule, or jackass, over the age of one year, to permit or suffer it to run at large on the open range; defining open range; declaring such animal so running at large a public nuisance; providing that such owner or person having management or control shall be liable for all injuries caused by such running at large; providing for the proceedings and notices necessary to be taken and given for the castration and disposal of such animals; prescribing penalties for violation of this Act; and repealing Sections 3396, 3397, 3398, 3399 and 3400 of the Revised Codes of Montana of 1921."

By Parkin: A Bill for an Act entitled: "An Act creating a lien upon cows and offspring for the service of registered bulls; providing the method of securing and enforcing said lien, including rules of practice and procedure; establishing the priority of such liens as against mortgages and other encumbrances; providing punishment for the making of false statements of pedigree of bulls and punishment for the disposing or encumbering of cows or calves subject to the lien created by this Act."

By Kane: A Bill for an Act entitled: "An Act authorizing the State Fish and Game Commission to prohibit the distribution of poisoned bait and poisons on certain designated areas and prescribing penalties for the violation of this Act."

Very truly,

J. F. CONE,
Secretary of the Senate.

Leavitt: May the sub-committee on Appropriations be excused at this time?

Speaker: There being no objection, sub-committee excused.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were this day introduced, read first and second times at length and referred to committees:

H. B. No. 80, by Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising for obligations incurred by the district judges' expense." Referred to Committee on Appropriations.

H. B. No. 81, by Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising from the transportation of prisoners to the Montana State Prison at Deer Lodge, Montana, and for the transportation of fugitives from justice to points within the State of Montana." Referred to Committee on Appropriations.

H. B. No. 88, by Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money for the payment of certain obligations incurred on behalf of the State Forest Department on account of fire suppression during the years 1929 and 1930, under cooperative agreements with the United States Forest Service." Referred to Committee on Appropriations.

H. B. No. 89, by Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money for the payment of claims of Dale Robinson, for damages to an automobile stolen by two inmates of the State School for the Deaf, Blind and Feeble-minded, who were state charges." Referred to Committee on Appropriations.

The following bills were this day introduced, read first and second times and referred to committees:

H. B. No. 82, by Ekegren, A. Ueland, Budas, Rolph, Hamilton of Phillips, Hodgskiss: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Section 1 of Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Section 2169 of the Revised Codes of Montana of 1921 as amended by Section 2 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to the collection of taxes, time and method of collecting the same, delinquent taxes, and providing penalties for the delinquency thereof." Referred to Committee on Revenue and Taxation.

H. B. No. 83, by Stewart: A Bill for an Act entitled: "An Act to amend Section 17 of Chapter 104 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to practicing and teaching cosmetology, by providing that all fines resulting from the operation of said Act shall be paid into the treasuries of the several counties for the benefit of the common school fund." Referred to Committee on Public Health and Sanitary Affairs.

H. B. No. 84, by Stewart, by request: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 104 of the Session Laws of the Twenty-first Legislative Assembly, 1929, by striking therefrom a part relating to requirements to practice or teach cosmetology." Referred to Committee on Public Health and Sanitary Affairs.

H. B. No. 85, by Hodgskiss and Waring: A Bill for an Act entitled: "An Act amending Chapter 27, Part III, of the Civil Code of Montana by adding thereto a section, making it a misdemeanor for any person to induce or attempt to induce a member or stockholder of a cooperative marketing association to break his marketing contract with such association or to maliciously and knowingly make false statements about the finances, management or activity of such association, and prescribing a penalty

therefor, including civil liability for such offense." Referred to Committee on Agriculture.

H. B. No. 86, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Sections 2816, 2841, 2843, and 2911 of the Revised Codes of Montana of 1921, and to amend Section 2988 of the Revised Codes of Montana of 1921, as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925; and to amend Section 2981 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929; and to repeal Sections 2978, 2979, 2980, 2982, 2983, 2984, 2985, 2986, 2987, 2988, and 2989 of the Revised Codes of Montana of 1921; all relating to workmen's compensation; and to repeal all Acts and parts of Acts in conflict herewith, with certain reservations." Referred to Committee on Workmen's Compensation.

H. B. No. 87, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2950 of the Revised Codes of Montana, 1921, relating to the power of the board to award compensation and time and manner of payment and to fix the extent of disability." Referred to Committee on Workmen's Compensation.

H. B. No. 90, by Moss, Leavitt, Salyerds, Coffee: A Bill for an Act entitled: "An Act to amend Sections 2382 and 2383 of the Revised Codes of Montana of 1921, as amended by Chapter 150 of the Laws of 1923 and by Chapter 186 of the Laws of 1925 and by Initiative Measure No. 31, Laws of 1927; and also to amend Sections 2 and 3, Chapter 19, of the Laws of 1927; being Sections 2396.2 and 2396.3 respectively, of the supplement to the Revised Codes of Montana 1923-1927, as amended by Chapter 92 of the Laws of 1929, requiring all persons, co-partnerships, firms, associations, joint stock companies, syndicates and corporations engaged in, or carrying on, the business in this state of selling, handling, or using gasoline, to pay to the State Board of Equalization certain license taxes for engaging in, and carrying on such business in this state; fixing the amount of such license taxes and providing a method for the assessment and collection thereof." Referred to Committee on Revenue and Taxation.

H. B. No. 91, by Buck: A Bill for an Act entitled: "An Act amending Section 5275 of the Revised Codes of Montana of 1921 relating to street sprinkling in the cities and towns of Montana and the payment therefor." Referred to Committee on Affairs of Cities.

Leavitt: I move the House recess until two o'clock this afternoon. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bills:

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 119 Session Laws of 1927 setting forth the factors to be used in determining the apportionment of the state equalization fund."

By Budas, Chairman, Committee on Agriculture: "A concurrent resolution petitioning Congress to pass and the President to approve of at this session of Congress, House Resolution 14227, known as the Selvig Bill, as amended, providing for a tax on the manufacture of flour in order to create a fund for the relief of the wheatgrowers."

By McCormick, Dougherty, Parker, Burrell, Hamilton (Musselshell), Hanson, Erickson, Haight: A Bill entitled: "A Bill to submit to the qualified electors of Montana a proposed amendment to Section 1 of Article XII of the Constitution of Montana, relating to revenue and taxation

and providing for the taxation of incomes for the support of the public schools of the state and the state government."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 60, a Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Catherine Crossland Smith as compensation for expenses incurred by her husband, the late Robert B. Smith, while in the performance of his duties as Governor of the State of Montana," respectfully report as follows: That House Bill No. 60 do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

MOTIONS AND RESOLUTIONS

On motion of Darlington, seconded and carried, House Bill No. 75 was recalled from the printer and referred to Committee on Appropriations.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bill was introduced, read first and second times and referred to Committee on Agriculture.

House Bill No. 92, by Committee on Agriculture, by request: A Bill for an Act entitled: "An Act to amend Section 3566 of the Revised Codes of Montana of 1921, relating to the promotion and regulation of apiculture in the State of Montana." Referred to Committee on Agriculture.

Moved by Leavitt that the House recess subject to the call of the chair. Motion seconded and carried.

House resumed at 2:20, pursuant to recess.

Mr. Speaker in the chair.

Leavitt requested more time be granted to committee considering House Bill No. 53 and moved House recess until three o'clock. Motion seconded and carried.

House resumed at three o'clock pursuant to recess.

Mr. Speaker in the chair.

Leavitt: The report on H. B. No. 53 will be completed within a few minutes so I move the House recess subject to the call of the chair. Motion seconded and carried.

House resumed at 3:35 pursuant to recess.

Mr. Speaker in the chair.

The Printing Committee submitted the following report:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. No. 21, 54, 72, H. Jt. Resolution No. 1.

NYQUIST, Chairman.

On motion of Nyquist, report adopted.

NOTICES

Author gave notice he would on tomorrow or some subsequent day introduce the following bill:

By Pappin: A Bill for an Act entitled: "An Act providing for the creation of water works reserves, specifying salary limits thereof, and specifying the limits of tax levies therefor in cities or towns of the first and second class in the State of Montana."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration House Bill No. 90, a Bill for an Act entitled:

"An Act to amend Sections 2382 and 2383 of the Revised Codes of Montana of 1921, as amended by Chapter 150 of the Laws of 1923 and Chapter 186 of the Laws of 1925 and by Initiative Measure No. 31, Laws of 1927; and also to amend Sections 2 and 3, Chapter 19, of the Laws of 1927; being Sections 2396.2 and 2396.3 respectively, of the supplement to the Revised Codes of Montana 1923-1927, as amended by Chapter 92 of the Laws of 1929, requiring all persons, co-partnerships, firms, associations, joint stock companies, syndicates and corporations engaged in, or carrying on, the business in this state of selling, handling, or using gasoline, to pay to the State Board of Equalization certain license taxes for engaging in, and carrying on such business in this state; fixing the amount of such license taxes and providing a method for the assessment and collection thereof," respectfully report as follows: That House Bill No. 90 do pass.
NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 62, a Bill for an Act entitled: "An Act to amend Sections 4227, 4233, 4235, 4236, 4237, 4238, 4239, 4240, 4243, 4244, 4247, 4254, 4261 and 4263 of Chapter 275, Revised Codes of Montana of 1921, relating to standard weights and measures and State Sealer of Weights and Measures and to the powers and duties of the State Sealer of Weights and Measures and providing penalties for the violation of this Act," respectfully report as follows: That House Bill No. 62 do pass.
BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Joint Committee on Affairs of Cities and Townships and Counties, having had under consideration House Bill No. 53, introduced by Meyer, Blewett, Casey, McDermott, Doran, Cooney, Finlen, O'Connell, Goodwin and Sullivan, a Bill for an Act entitled: "An Act to authorize and provide for the consolidation and merging of the corporate existence and government of the county of Silver Bow and all cities and towns therein into one municipal corporation and government under the corporate name 'city and county of Butte' defining the powers thereof and providing a commission-mayor plan of government therefor," respectfully report as follows: That House Bill No. 53 be amended as follows: At the end of Paragraph 1, of Section 26, immediately after the word duties insert "except elective officers."

To strike that portion of line 17, of Section 26, commencing with the word "he shall" and strike all of lines 18, 19, 20 and 21, of said Section 26, and insert in lieu the words as follows: "He shall appoint such officers, deputies, assistants, and employees as shall be authorized by the commission, except that the appointment of such deputies, assistants, and employees as may be allowed by law or by the commission as herein provided for to elective officers shall be made by such elective officers."

By inserting after the word "act" in line 14, of Section 39, of the original Bill the following words: "The present officers and members of the Police Department of the City of Butte, shall on and after the approval of this Act, constitute the officers and members of the Police Department of the City and County of Butte."

To amend Section 40, by inserting after the word "commission" on the first line of page 22 of the original bill the words "and provided further that such work shall be performed by local labor."

Amend Section 40, by striking therefrom the following words in the second paragraph from the top of page 22, "if he shall neglect or refuse to perform his duties or prove incompetent therefor it shall be the duty of the mayor, with the approval of the commission, to employ another competent civil engineer who shall be subject to the order and direction of said commission."

To amend Section 40, by adding after the word "commission" at the end of Section 40, the following "he shall receive a sum of \$3600.00 per year, payable monthly."

To amend Section 66, of original bill by inserting after the word "which" and before the word "county" in line 3, of said Section the following words "cities and."

And as amended that said House Bill No. 53 do pass.

TROY, Chairman.
Committee on Affairs of cities.

PARKER, Chairman.
Committee on Townships and Counties.

On motion by Troy, seconded by Parker, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

H. B. No. 93 by McCormack, a Bill for an Act entitled: "An Act to amend Section 105 of Chapter 60 of the Session Laws of 1927, relating to preservation and record of securities by the State Treasurer," introduced, read first and second times and referred to Committee on State Boards and Officers.

On request by Darlington, additional time to consider H. B. No. 55 was granted until January twenty-first.

On request by Sample, additional time to consider H. B. No. 48 was granted because Committee on Labor will be holding a public hearing Tuesday, January twentieth, at eight o'clock in the evening.

On motion by Leavitt, duly seconded and carried, House adjourned until Friday morning, January 16, 1931 at 10:30 a. m.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWELFTH DAY

House of Representatives,
Helena, Montana, January 16, 1931.

House convened at 10:30 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Dellwo, Grabow, Jarrett, Lillis, Salyerds, Schilling, Shannon, Spangler, Ueland, R. R., Watson (Missoula), Willard, excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the eleventh legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce the following bills:

By Budas: A Bill for an Act entitled: "An Act to amend Sections 7136 and 7140 of the Revised Codes of Montana of 1921, as amended and to add another Section 7159A, relating to appointment of water commissioners and powers of water commissioners, and providing for the establishment of claim to ownership to any water right to be administered."

By Budas: A Bill for an Act entitled: "An Act providing for recording certain water rights in the office of the Clerk of the District Court. Prescribing duties of County Clerk and Recorder to certify the transfers

of water rights requiring county surveyors to make maps of streams and rivers when required by the District Judge."

By Porter and Dougherty: A Bill for an Act entitled: "An Act appropriating money for the restoration of Fort Owen, designating the same as a memorial and authorizing a commission to administer the appropriation therein provided."

By Knight: A Bill for an Act entitled: "An Act to provide the liens for physicians, nurses, and hospitals for services rendered to the treatment of, or in connection with personal injuries of persons caused by others for which damages are recovered by the injured person by judgment or by way of settlement or compromise."

By Hodgskiss: A Bill for an Act entitled: "An Act to amend Section 9485 of the Revised Codes of Montana 1921 as amended by Chapter 55 laws of the Eighteenth Legislative Assembly of the State of Montana 1923 relating to quieting title of real estate."

REPORTS OF STANDING COMMITTEES

The following reports of standing committees were received:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 4, (being Crime Commission Bill No. 4, page 16 of the Crime Commission Report), A Bill for an Act entitled: "An Act to amend Section 12048 of the Revised Codes of Montana 1921, relating to grounds for a new trial in criminal actions and authorizing the court to modify the judgment if the evidence shows that the defendant is not guilty of the degree of the crime of which he is convicted, but is guilty of a lesser degree thereof, or a lesser crime included therein," respectfully report as follows: That House Bill No. 4 be amended as follows:

That in Section 1, line twenty-six, after the comma following the word "Absence", that the words "whether he be in custody or on bail", be inserted and that Section 3 be stricken out, and that when so amended it do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 8, (being Crime Commission Bill No. 3, page 15 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 12109 of the Revised Codes of Montana of 1921, relating to the time appeals may be taken to the supreme court in criminal cases, and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 8 be amended by striking out Section 3, and that when so amended it do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 10, (being Crime Commission Bill No. 12, on page 25 of the Crime Commission Report), a Bill for an Act entitled: "An Act relating to the preparation of transcript on appeal in criminal cases, the filing thereof, authorizing the appellate court to extend time for filing transcript, and repealing Section 12116 Revised Codes of Montana 1921, relating to duty of clerks upon appeal, and all other Acts in conflict herewith", respectfully report as follows: That House Bill No. 10 be amended by striking out Section 3, and that when so amended it do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 19, (being Crime Commission Bill No. 35 on page 47 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 11596 of the Revised Codes of the State of Montana of 1921, relating to terms of imprisonment and when the second term of im-

prisonment shall commence", recommend that this bill be amended by striking out Section 3, and that when so amended it do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 35, (being Crime Commission Bill No. 17, page 29 of the Crime Commission Report), a Bill for an Act entitled: "An Act establishing a presumption on appeal that defendant, convicted in district court, was present at all stages of the trial, unless it shall affirmatively appear by the record to the contrary, and presumption that the court gave proper admonition to jury at each recess or adjournment of court", do report that this bill be amended by striking out Section 3, and that when so amended it do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 51, a Bill for an Act entitled: "An Act to amend Section 2953 of the Revised Codes of the State of Montana, 1921, relating to record of proceedings to be kept, and testimony to be taken down; attorneys' fees fixed", respectfully ask that the Committee be discharged from further consideration thereof, and that the bill be referred to the Committee on Workmen's Compensation.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 5, (being Crime Commission Bill No. 2, on page 14 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 11971 of the Revised Codes of Montana of 1921, relating to presumption of innocence, and defining the words 'reasonable doubt', and providing that no further instructions need be given a jury in a criminal action upon the subjects herein mentioned", respectfully report as follows: That House Bill No. 5 be amended by striking out Section 5, and that when so amended it do pass.

RIGG,
LEAVITT,
MERRIMAN,
MANNING,
ROSS,
NYQUIST,
PAULY,
SAMPLE.

Mr. Speaker: We, the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 5, respectfully report that House Bill No. 5 do not pass.

REPLOGLE,
GRAFF,
STEWART,
FINLEN,
MEYER,
SCHILLING,
ADAIR.

On substitute motion by Adair, that minority report be adopted, motion lost. On motion by Rigg, that majority report be adopted, motion carried.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration H. B. No. 68, a Bill for an Act entitled: "An Act to amend Chapter 91 of the Session Laws of the 18th Legislative Assembly: said Act being an Act to establish a game preserve in a portion of Mineral County for the protection of game animals to be known as the Little Saint Joe Game Preserve and providing penalties for violations of such

Act but excluding therefrom certain privately owned lands, respectfully report that H. B. No. 68 be amended as follows, by striking Section 3 therefrom, and as so amended, do pass.

ARNOLD, Chairman.

On motion by Arnold, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate:

Moved by Nelstead, seconded and carried, that the communications from the Senate be considered read at length and Journal so show.

Helena, Montana, January 16, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion by Senator Pauline was this day read and adopted: "Mr. President: I move that it be declared the sense of the Senate that the State Accountant furnish the members of the Senate with a statement of the names of all persons who were employed to teach in each and all of the units composing the University of Montana during the year, 1930, the amount paid each of such persons during said year for his services and specifying the services performed therefor; also a statement showing the names of all teachers who were paid salaries during the years, 1929 and 1930, who were absent from said schools and did no actual teaching for the salary paid them, if any, and the amount paid to each for the period of their absence; and further that copies of said statements be placed upon the desks of the members of the Senate not later than the 19th day of January, 1931."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 15, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of introduction of bills were this day given:

By Ruffcorn: A Bill for an Act entitled: "An Act to amend Section One of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Section One of Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Section 2169 of the Revised Codes of Montana of 1921 as amended by Section 2 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to the collection of taxes, time and method of collecting the same, delinquent taxes, and providing penalties for the delinquency thereof."

By Pauline: A Bill for an Act entitled: "An Act requiring all contracts for State, County, Municipal and School construction or repair work and maintenance to contain provisions requiring preference to Bona Fide residents of Montana in said work, and providing for the payment of the standard prevailing rate of wages as paid at the county seat of the county in which the work is being performed, and providing for the annulment of the contract in the event of the forfeiture of these provisions by the contractor, and providing a method for the completion of said contract and repealing all Acts and parts of Acts in conflict herewith."

By Pauline: A Bill for an Act entitled: "An Act providing for a provision in all contracts for State, County, Municipal or School work, compelling employers to comply with the provisions of the constitution and statutes of Montana, relating to the Eight-hour day law, providing for annulment of the contracts for violation thereof, and fixing a penalty for the failure thereof."

By Rowland: A Bill for an Act entitled: "An Act to amend Sections 4531, 4532 and 4533, Revised Codes of Montana, 1921, relating to care of the poor."

The following notice of a Joint Resolution was this day given:

By Ruffcorn, Eaton, Kane, Cowan and Schnitzler: "Senate Joint Resolution endorsing the American Legislators Association and the Interstate Legislative Reference Bureau."

Very truly,
J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 15, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 9, introduced by Parkin: A Bill for an Act entitled: "An Act creating a lien upon cows and offspring for the service of registered bulls; providing the method of securing and enforcing said lien, including rules of practice and procedure; establishing the priority of such liens as against mortgages and other encumbrances; providing punishment for the making of false statements of pedigree of bulls and punishment for the disposing or encumbering of cows or calves subject to the lien created by this Act." Referred to Committee on Stock Growing and Grazing.

S. B. No. 10, introduced by Burr: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 140 of the Laws of the 20th Legislative Assembly of the State of Montana relating to the assessment and taxation of royalty and royalty interest in the mineral product of any quartz vein or lode or placer mining claim or any mine whatsoever containing gold, silver, copper, lead, petroleum or other valuable mineral or minerals deposit." Referred to Committee on Taxation.

S. B. No. 11, introduced by Kane: A Bill for an Act entitled: "An Act authorizing the State Fish and Game Commission to prohibit the distribution of poisons and poisoned bait on certain designated areas and prescribing penalties for the violation of this Act." Referred to Committee on Fish and Game.

The following Senate Resolution was this day introduced, read first and second time, and referred to Committee on Education:

By Page: Senate Resolution No. 2: "That the Chancellor of the University of Montana be required to furnish information regarding each unit concerning compilation."

Very truly,
J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

The following resolution was duly adopted on motion by Knight:

Resolution of Condolence

WHEREAS, it has come to the knowledge of the Twenty-second Legislative Assembly that the beloved father of the Honorable R. R. Ueland, member of the House from Sheridan County, was taken in death Monday.

WHEREAS, God, in His infinite wisdom and who doth all things for the best, has seen fit to take from this earthly scene the Father of our esteemed co-worker.

AND WHEREAS, the loss of a father, perhaps more than any other bereavement, always brings with it a sorrow which presses hard upon the hearts of men.

NOW THEREFORE, BE IT RESOLVED, that the House of Representatives of the Twenty-second Assembly of the State of Montana extends to R. R. Ueland of Sheridan County, and to his family and his friends, its sincere sympathy and condolence, and

BE IT FURTHER RESOLVED, that a copy of this resolution signed by the Speaker of the House be spread upon the Journal of the House and that a copy be sent to the Honorable R. R. Ueland.

By Knight of Cascade and Coffee of Missoula.

INTRODUCTION OF BILLS AND MEMORIALS AND
SECOND READING OF THE SAME

The following bills were this day introduced, read first and second times at length and referred to committees:

H. B. No. 94, by Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money for the payment of claim due Horace S. Davis of Billings, Montana, for services rendered the High School Commission in connection with the qualification of the High School Laws of the state." Committee on Appropriations.

H. B. No. 95, by Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money for the payment of certain claims arising from the operation of certain state departments since July 1, 1927." Committee on Appropriations.

The following bills were this day introduced, read first and second times and referred to committees:

H. B. No. 96, by Committee on Horticulture: A Bill for an Act entitled: "An Act to fix the standard grades of apples, defining same; the standard size of apple box; regulating the sale of apples; providing for marking of containers, and providing penalties for violation thereof, and repealing Chapter 276 of the Revised Codes of Montana 1921 as amended by Chapter 118 of the Session Laws of 1923 and Chapter 81 of the Session Laws of 1925." Committee on Horticulture.

H. B. No. 97, by Committee on Horticulture: A Bill for an Act entitled: "An Act to regulate the sale of, and to fix standard grades of farm products, to provide for inspection, branding and labeling thereof; defining certain terms; conferring certain powers upon the Commissioner of Agriculture, and fixing penalties for the violation thereof, and declaring an emergency." Committee on Horticulture.

H. B. No. 98, by Committee on Horticulture: A Bill for an Act entitled: "An Act defining, licensing and regulating dealers in wholesale products as herein defined; defining the words 'produce,' 'individual,' and 'commissioner'; outlining the procedure to obtain a license; providing for the date of expiration of licenses, the amount, and the posting thereof; fixing the amount of bonds and defining the conditions thereof; providing for filing of commission schedules, the keeping of records and the report to shippers by dealers; providing for appeals from actions of the Commissioner and how appeals may be taken; providing for handling money received from license fees; imposing certain duties and conferring certain powers upon the Commissioner of Agriculture and prescribing penalties for violation of this Act." Committee on Horticulture.

H. B. No. 99, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 119 Session Laws of 1927 setting forth the factors to be used in determining the apportionment of the State Equalization Fund." Committee on Education.

H. B. No. 100, by Brown of Gallatin: A Bill for an Act entitled: "An Act to amend Section 11179, Revised Codes of Montana of 1921 relating to city and town ordinances regarding gambling." Committee on Public Morals, Charities and Reforms.

CONSIDERATION OF GENERAL ORDERS

On motion by Leavitt, duly seconded and carried, House resolved itself itself into Committee of the Whole for the Consideration of General Orders. Murphy in the chair.

Committee arose.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 21, 72, 54, H. J. R. No. 1, respectfully report that H. B. No. 21 be amended as follows: Amend H. B. No. 21, by striking out all of Section 3"; that H. B. No. 21, as amended, do pass.

That H. B. No. 54, do pass.

That H. B. No. 72, be amended as follows: Amend Section one by inserting before the figures "453" the word "Section"; that H. B. No. 72, as amended, do pass.

That House Joint Resolution No. 1, be adopted.

MURPHY, Chairman.

On motion by Murphy, report adopted.

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Buck: A Bill for an Act entitled: "An Act to require and provide for the issuing of licenses and permits to persons, firms and corporations for the construction, maintenance and use of bill boards for paid commercial advertising."

By Roll: A Bill for an Act entitled: "An Act to amend Chapter 65 of the Laws of the Twenty-first Legislative Assembly relating to the abandonment of school districts."

Mrs. Curran expressed her thanks for the message of condolence received from the House.

On motion by Leavitt, seconded and carried, House adjourned until Monday, January 19, 1931, at 2:00 p. m.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTEENTH DAY

House of Representatives,
Helena, Montana, January 19, 1931.

House convened at 2:00 p. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except Martin, excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twelfth legislative day find same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

The Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing beg leave to report the following bills correctly printed: H. B. Nos. 4, 5, 8, 10, 11, 14, 34, 35, 49, 57, 58, 59, 60, 62, 68, 74, 76, 90, House Joint Memorial No. 1.

NYQUIST, Chairman.

Committee on Engrossing reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. Nos. 21, 54, 72, House Joint Resolution No. 1.

GREEN, Chairman.

On motion by Green, report adopted.

COMMUNICATIONS AND PETITIONS

The following communications were received:

"House of Representatives, Helena, Montana: Your kind expression of sympathy is gratefully acknowledged and deeply appreciated.

MRS. CONSTANCE E. MOREAU AND FAMILY."

"House of Representatives, State of Oklahoma,
Thirteenth Legislative Session, Oklahoma City, Oklahoma,
January 16, 1931.

Speaker of the House of Representatives,
Helena, Montana.

Dear Sir:

Attached hereto is a copy of Engrossed House Concurrent Resolution No. 2, which is self-explanatory.

Yours respectfully,

W. A. DURANT, Chief Clerk.

Engrossed House Concurrent Resolution No. 2. By: Logan.

A Resolution memorializing Congress to enact a tariff on oil and its refined products, and to provide further relief for the oil industry.

WHEREAS, business of practically every kind, not only in the State of Oklahoma, but throughout the entire country, has been directly affected by the depressed condition of the oil industry, and especially during recent months, and

WHEREAS, the unrestrained and excessive importation of foreign oils is the principal cause of the industry's present plight, especially in the State of Oklahoma, and

WHEREAS, it is estimated that in Oklahoma in 1930, the total income from the production of crude oil was at least fifty million dollars lower than it would have been under a proper oil tariff, and

WHEREAS, the annual royalty income, the bulk of which is paid to the farmer, is reduced in Oklahoma by several million dollars, and

WHEREAS, Oklahoma's gross production tax from 1930 operations will be lowered at least two million dollars, and

WHEREAS, banking, transportation, manufacturing, and practically every other type of business has been adversely affected by the present depressed condition of the oil industry,

WHEREAS, the general unemployment situation has been very materially aggravated by the thousands of oil field and oil office workers, turned out of employment because of this glutting of our markets by cheaply produced foreign oils, imported duty free,

NOW, THEREFORE, Be It Resolved, by the House of Representatives of the State of Oklahoma, the Senate concurring therein,

That the Congress of the United States be, and it is hereby, memorialized to afford relief to the distressed oil industry, and through that great industry, to the nation, generally, by immediately placing an embargo on imported petroleum and its refined products, and follow this action by an adequate protective tariff on said commodities, and by applying such further legislative relief as is necessary and proper.

BE IT FURTHER RESOLVED that copies of this resolution be sent to the presiding officers of the legislative bodies of the other oil producing states, with the request that they transmit similar memorials to Congress; and that copies be transmitted to the United States Senators and Congressmen representing the State of Oklahoma.

Adopted by the House of Representatives this the 9th day of January, 1931.

(Signed) CARLTON WEAVER,
Speaker of the House of Representatives.

Adopted by the Senate this the 13th day of January, 1931.

(Signed) ROBERT BURNS,
President of the Senate."

The following announcement was received:

Women's division of Commercial Club will on Thursday evening at eight o'clock at Placer Hotel, entertain wives, daughters and visiting ladies of Assembly.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 2914 of the Revised Codes of Montana of 1921, as amended by Section 2, Chapter 177 of the Laws of the Twenty-first Legislative Assembly, relating to partial disability permanent in character and the compensation there under the Workmen's Compensation Act."

By Insurance Committee: A Bill for an Act entitled: "An Act to amend Section 4047 of the Revised Codes of Montana, 1921, relating to investment companies, and the sale or distribution of stocks, bonds, etc., and providing for the withdrawal of installments paid thereon."

By Burke: A Bill for an Act entitled: "An Act to amend Sections 715, 716 and 720 Revised Codes 1921 and Section 717 as amended by Chapter 151 Session Laws 1923, relating to voting by absent voters and to extend the provisions thereof to persons incapacitated by age, sickness or injuries."

By Lillis and Brown of Gallatin by request: A Bill for an Act entitled: "An Act providing for the registration of professional engineers, creating a Board of Engineering Examiners and defining their duties, fixing the fees for registration fund and fixing the penalties for violations."

By Graff: A Bill for an Act entitled: "An Act to amend Section 4774 of the Revised Codes of Montana as amended by Chapter 157 of the Laws of the Nineteenth Legislative Assembly of the State of Montana relating to the duties of sheriff."

By Graff: A Bill for an Act entitled: "An Act to amend Section 4916 of the Revised Codes of Montana of 1921 as amended by Chapter 111 of the Laws of the Twentieth Legislative Assembly and by Chapter 89 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, relating to the fees, mileage and expenses of sheriffs."

By Finlen: A Bill for an Act entitled: "An Act to amend Section 4805 of the Revised Codes of Montana of 1921, as amended by Chapter 2 of the Session Laws of the Twenty-first Legislative Assembly of 1929, relating to duties of County Clerk and Recorder on receipt of instrument to be recorded, and eliminating provision of Chapter 2 of the Session Laws of the Twenty-first Legislative Assembly of 1929 providing for additional information in connection therewith."

By Finlen: A Bill for an Act entitled: "An Act to provide for the validation of certain instruments affecting real property, which do not contain the post office address of the grantee, mortgagee, or assignee of the mortgagee, as the case may be, which have heretofore been recorded in the State of Montana and the record thereof and providing that duly certified copies of the record thereof may be read in evidence."

By Finlen: A Bill for an Act entitled: "An Act to amend Section 6893 of the Revised Codes of Montana of 1921, relating to the recording of instruments, and providing for the recording of instruments acknowledged by the vice-president or assistant secretary of corporations."

By Finlen: A Bill for an Act entitled: "An Act to amend Section 6932 of the Revised Codes of Montana of 1921, relating to the validity of instruments affecting real property now recorded."

By Parker: A Bill for an Act entitled: "An Act to amend Section 3695 of the Revised Codes of Montana of 1921 as amended by Section 6 of Chapter 77 of the Session Laws of the Eighteenth Legislative Assembly, 1923, and as further amended by Section 1 of Chapter 43 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to commercial fish lakes or ponds and regulations regarding same."

By Willard: A Bill for an Act entitled: "An Act to amend Section 5148 of the Revised Codes of Montana, 1921, relating to fire protection and establishment of fire districts."

By Buck: A Bill for an Act entitled: "An Act to amend Section 268 of the Revised Codes of Montana of 1921 relating to the employment of clerical help for state officers and boards by the State Board of Examiners and repealing certain parts of Acts in conflict therewith."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 63, a Bill for an Act entitled: "An Act to amend Sections 6186 and 6199 of the Revised Codes of Montana 1921 relating to mutual rural insurance companies," respectfully report as follows: That House Bill No. 63 do not pass but that Substitute House Bill No. 63, a Bill for an Act entitled: "An Act to amend Sections 6186 and 6199 of the Revised Codes of Montana 1921 relating to mutual rural insurance companies," do pass.

RYDER, Chairman.

On motion by Ryder, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 64, a Bill for an Act entitled: "An Act requiring life and accident insurance companies to file copies of policy contracts with the Commissioner of Insurance," respectfully report as follows: That House Bill No. 64 do not pass but that Substitute House Bill No. 64, a Bill for an Act entitled: "An Act requiring life and accident insurance companies to file copies of policy contracts with the Commissioner of Insurance," do pass.

RYDER, Chairman.

On motion by Ryder, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 50, a Bill for an Act entitled: "An Act to amend Sections 3696 and 3697 of the Revised Codes of the State of Montana, 1921, as amended by Chapter 192 of the Laws of the 19th Legislative Assembly of the State of Montana, 1925, and again amended by Chapter 59 of the Laws of the 20th Legislative Assembly of the State of Montana, 1927, relating to open season for elk and deer," respectfully report as follows: That House Bill No. 50 be amended as follows:

In Section 1, page 1, by inserting in line 28 after the word county, the following: "Provided further that during the open season one elk of either sex may be killed in that portion of Mineral county lying south of the Missoula River and east of the Little St. Joe Game Preserve."

In Section 1, page 2, by striking out in lines 17 and 18 the following: "And in that portion of Powell county lying south and west of the Deer Lodge River."

By inserting between lines 25 and 26 on page 5 the following: "Section 2. That Section 3697 of the Revised Codes of Montana, 1921, as amended by Chapter 192 of the Laws of the 19th Legislative Assembly of the State of Montana, 1925, and Chapter 59 of the Laws of the 20th Legislative Assembly of the State of Montana, 1927, be and the same is hereby amended to read as follows:

By inserting in line 32 on page 5 after the word "river" the following: "And in all of that portion of Ravalli county lying west of the Bitter Root River and north of the confluence of the East and West Forks of said Bitter Root River."

By inserting in line 3 on page 6 after the word "year" the following: "And be it further provided that in the counties of Lincoln and Flathead the open season for deer shall begin with the first (1st) day of November and end with the fifteenth (15th) day of November, both dates inclusive of each year."

By inserting in line 9 on page 6 after the word "Treasure" the words "Liberty, Toole."

And as amended that House Bill No. 50 do pass.

ARNOLD, Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 92, a Bill for an Act entitled: "An Act to amend Section 3566 of the Revised Codes of Montana of 1921, relating to the promotion and regulation of apiculture in the State of Montana," recommend that same do not pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 52, a Bill for an Act entitled: "An Act appropriating money for the payment of interest on and the principal of the general fund warrant indebtedness of the State of Montana for the period beginning July 1st, 1931, and ending June 30, 1933," respectfully report as follows: That House Bill No. 52 do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs, having had under consideration H. B. No. 83, introduced by Stewart, a Bill for an Act entitled: "An Act to amend Section 17 of Chapter 104 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to practicing and teaching cosmetology, by providing that all fines resulting from the operation of said Act shall be paid into the treasuries of the several counties for the benefit of the common school fund," respectfully report that H. B. No. 83 be amended by striking out Section 3, and as amended, the bill do pass.

SHEFFER, Chairman.

On motion by Sheffer, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that a select committee of seven be appointed by the Speaker for the purpose of making recommendations as to the allocation of the authorized \$3,000,000 bond issue and to make its report to the House and the Appropriations Committee not later than Thursday, January 29, 1931. Motion seconded and carried.

Moved by Leavitt that a select committee of three be appointed by the Speaker to act with a like committee of the Senate to investigate the needs of new buildings and permanent repairs and the approximate cost thereof at the State Penitentiary at Deer Lodge, the Tuberculosis Sanitarium at Galen and the State Hospital for the Insane at Warm Springs and to make report to the House and select committee on Allocation on or before Wednesday, January 28th, 1931. Motion seconded and carried.

Moved by Leavitt that a select committee of three be appointed by the Speaker to act with a like committee of the Senate to investigate the needs of new buildings and permanent repairs and the approximate cost thereof at the School for Deaf and Blind at Boulder, the State School of Mines at Butte, the State University at Missoula, the State Normal College at Dillon and the State Orphans' Home at Twin Bridges and to make

report to the House and to the select committee on Allocation on or before Wednesday, January 28, 1931. Motion seconded and carried.

Moved by Leavitt that a select committee of three be appointed by the Speaker to act with a like committee of the Senate to investigate the needs of new buildings and permanent repairs and the approximate cost thereof at the State College of Agriculture and Mechanic Arts at Bozeman, the Eastern Montana Normal School at Billings, the State Industrial School at Miles City and the Northern Montana Agricultural and Manual Training School at Havre and to make report to the House and to the select committee on Allocation on or before Wednesday, January 28, 1931. Motion seconded and carried.

Moved by Leavitt that the Senate be invited to join the House members during a recess to hear Mr. Shepard of the Red Cross. Motion seconded and carried.

H. J. R. No. 2, introduced by Committee on Agriculture: "A concurrent resolution petitioning Congress to pass and the President to approve or at this session of Congress, House Resolution 14277, known as the Selvig Bill, as amended, providing for a tax on the manufacture of flour in order to create a fund for the relief of the wheatgrowers." Referred to Committee on Agriculture.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills and memorial were this day introduced, read first and second times and referred to committees:

H. B. No. 101, by Porter and Dougherty: A Bill for an Act entitled: "An Act appropriating money for the restoration of Fort Owen, designating the same as a memorial and authorizing a commission to administer the appropriation therein provided." Read at length and referred to Committee on Public Utilities and State Commissions.

H. B. No. 102, by Knight: A Bill for an Act entitled: "An Act to provide the liens for physicians, nurses, and hospitals for services rendered to the treatment of, or in connection with personal injuries of persons caused by others for which damages are recovered by the injured person by judgment or by way of settlement or compromise." Committee on Public Safety.

H. B. No. 103, by Roll: A Bill for an Act entitled: "An Act to amend Chapter 65 of the Laws of the Twenty-first Legislative Assembly relating to the abandonment of school districts." Committee on Education.

H. B. No. 104, by Budas: A Bill for an Act entitled: "An Act providing for recording certain water rights in the office of the Clerk of the District Court. Prescribing duties of County Clerk and Recorder to certify the transfers of water rights requiring County Surveyors to make maps of streams and rivers when required by the District Judge." Committee on Irrigation and Water Rights.

H. B. No. 105, by Hodgskiss: A Bill for an Act entitled: "An Act to amend Section 9485 of the Revised Codes of Montana 1921 as amended by Chapter 55 Laws of the Eighteenth Legislative Assembly of the State of Montana 1923 relating to quieting title to real estate." Committee on Judiciary.

House Joint Memorial No. 2

Introduced by Dougherty of Ravalli

A Resolution Memorializing Congress for the Passage of Pending Legislation Regulating the Manufacture and Sale of Oleomargarine and Other Butter Substitutes.

To the Honorable Senate and House of Representatives of the United States of America in Congress Assembled:

WHEREAS, the dairy industry of the State of Montana is of great economic importance; and

WHEREAS, due to the manufacture and sale of oleomargarine and other butter substitutes, the dairymen of Montana are facing a serious loss; and

WHEREAS, the manufacture and sale of oleomargarine and other butter substitutes are causing the price of butter-fat to decline to such a low price that the dairy industry of the State of Montana is facing a crisis; and

WHEREAS, the survival of the dairy industry in the State of Montana means much to the future development of this State; and

WHEREAS, there has been introduced in the House of Representatives of the United States of America, a bill known as H. R. 15934 of the third session of the 71st Congress entitled: A Bill to amend an Act entitled: "An Act defining butter, also imposing a tax upon and regulating the manufacture, sale, importation, and exportation of oleomargarine," approved August 2nd, 1886, as amended;

WHEREAS, the passage of said bill or similar legislation is necessary for the preservation of the dairy industry in the State of Montana:

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the State of Montana, the Senate concurring, that we do hereby petition the Congress of the United States of America for the passage of the amendment now pending, regulating the manufacture and sale of oleomargarine; and

BE IT FURTHER RESOLVED, That a copy of this memorial be transmitted by the Secretary of State of the State of Montana to both Houses of the National Congress and to the Senators and Representatives in Congress from the State of Montana, and that they and each of them are hereby requested to exert every effort within their power to bring about the enactment of this legislation. Referred to Committee on Dairying.

THIRD READING OF HOUSE BILLS

H. B. No. 21, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 100.

Noes: None.

Absent and Not Voting: Martin. Total 1.

H. B. No. 54, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell,

O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 99.

Noes: None.

Absent and Not Voting: Martin, Moss. Total 2.

On motion by Leavitt, House recessed subject to the call of the chair.

Speaker appointed Fairgrieve, Hamilton (Phillips), and Nelstead to invite the Senate to the House.

House resumed at 3:25 pursuant to recess.

Mr. Speaker in the chair.

THIRD READING OF HOUSE BILLS (CONTINUED)

H. B. No. 72, introduced by McCormack, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 100.

Noes: None.

Absent and Not Voting: Moss. Total 1.

House Joint Resolution No. 1, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 96.

Noes: Ryder. Total 1.

Absent and Not Voting: Kruse, Martin, Moss, Roll. Total 4.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

On request by Logan, Chairman of Appropriations Committee, unanimous consent was granted to introduce the following bills without previous notice:

The following bills were this day introduced without previous notice, by unanimous consent of the House, read first and second times at length and referred to committees:

H. B. No. 106, by Appropriation Committee: A Bill for an Act entitled: "An Act to amend Section 27, Chapter 57, Laws of the Twentieth Legislative Assembly, providing that certain fees collected in pursuance with this Act shall be placed to the credit of the General Fund of the State of Montana, and providing for the transfer of all money in the State Examiner's Fund to the General Fund." Committee on Appropriations.

H. B. No. 107, by Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance, and other purposes, as designated herein, for certain state departments, boards, bureaus and commissions for the period beginning July 1, 1931, and ending June 30, 1933." Committee on Appropriations:

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce a bill as follows:

By Meyer, Goodwin, Casey, Finlen by request, Sullivan, Doran, O'Connell by request, McDermott, Blewett by request: A Bill for an Act entitled: "An Act to amend Section 5119 of the Revised Codes of Montana, of 1921, as amended by Chapter 58 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, relating to levy of special tax for maintaining disability and pension fund of the fire department relief association of a city or town; providing for increase of such levy, and extending the provisions thereof to a municipality—established under special or local law."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your committee on Affairs of Cities, having had under consideration H. B. No. 91, introduced by Buck, A Bill for an Act entitled: "An Act amending Section 5275 of the Revised Codes of Montana of 1921, relating to street sprinkling in the cities and towns of Montana and the payment therefor," respectfully report as follows: That H. B. No. 91, do pass.

TROY, Chairman.

On motion by Troy, report adopted.

Mr. Speaker: We, your Committee on Dairying, having had under consideration House Joint Memorial No. 2, "A resolution memorializing Congress for the passage of pending legislation regulating the manufacture and sale of oleomargarine and other butter substitutes", respectfully report as follows: H. J. M. No. 2, do pass.

DOUGHERTY, Chairman.

On motion by Dougherty, report adopted.

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bill correctly printed: H. B. No. 53.

NYQUIST, Chairman.

On motion by Leavitt, duly seconded, House adjourned until Tuesday, January 20, 1931, at 11:00 a. m.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

SIXTEENTH DAY

House of Representatives,
Helena, Montana, January 20, 1931.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifteenth legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

COMMUNICATIONS AND PETITIONS

Announcement: There will be a benefit card party in the Y. W. C. A. parlors Saturday afternoon at 2:30 for the children at the Crittenden Home. Refreshments served and door prizes awarded.

SUPERINTENDENT, CRITTENDEN HOME.

January 20, 1931.

All Royal Arch and Council Masons are hereby cordially invited to attend a dinner at 6:00 o'clock this evening at the Masonic Temple followed by the installation of officers at 8:00 p. m.

FRANCIS D. JONES, Secretary.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Shannon: A Bill for an Act entitled: "An Act to repeal Section 2435 of the Revised Codes of Montana, 1921, relating to the licensing of the sale of cigarettes, cigarette-paper or the material used in the making of cigarettes, and the licensing of railway companies acting in the capacity of using warehouses for the purpose of storing and distributing goods, except in the capacity of common carrier."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 61, a Bill for an Act entitled: "An Act appropriating money for the payment of claim of Andy Briscoe as compensation or as a pension due to injuries received while on duty in the service of the State of Montana as a private in the Service Company, 163rd Infantry, Montana National Guard," respectfully report as follows: That H. B. No. 61 be amended as follows: Amend Section 1, that the sum of One Thousand Five Hundred and Sixty Dollars (\$1,560.00) be stricken out and in lieu thereof the sum of One Thousand Two Hundred Dollars (\$1,200.00) be inserted. Amend Section 2, to read \$50.00 per month instead of \$65.00. Amend title of bill by inserting the words, "A Bill for an Act entitled:" before the words "An Act." Do pass, as amended.

LOGAN, Chairman, Committee on Appropriations.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 80, a bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising for obligations incurred by the district judges' expenses," respectfully report as follows: That House Bill No. 80 be amended by inserting the

words "A Bill for an Act entitled:" before the words "An Act" in the title of the bill. Do pass as amended.

LOGAN, Chairman, Committee on Appropriations.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 81, a Bill for an Act entitled: "An Act to appropriate funds for the payment of certain deficiency claims arising from the transportation of prisoners to the Montana State Prison at Deer Lodge, Montana, and for the transportation of fugitives from justice to points within the State of Montana," respectfully report as follows: That House Bill No. 81 be amended by inserting the words, "A Bill for an Act entitled:" before the words "An Act" in the title of the bill. Do pass as amended.

LOGAN, Chairman, Committee on Appropriations.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 88, a Bill for an Act entitled: "An Act appropriating money for the payment of certain obligations incurred on behalf of the State Forest Department on account of fire suppression during the years 1929 and 1930, under cooperative agreements with the United States Forest Service," respectfully report as follows: That House Bill No. 88 be amended by inserting the words, "A Bill for an Act entitled:" before the words "An Act" in the title of the bill. Do pass as amended.

LOGAN, Chairman, Committee on Appropriations.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 106, a Bill for an Act entitled: "An Act to amend Section 27, Chapter 57, Laws of the Twentieth Legislative Assembly, providing that certain fees collected in pursuance with this Act shall be placed to the credit of the general fund of the State of Montana, and providing for the transfer of all money in the State Examiner's fund to the general fund," respectfully report as follows: That House Bill No. 106 do pass.

LOGAN, Chairman, Committee on Appropriations.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 23 (being Crime Commission Bill No. 22, page 33), a Bill for an Act entitled: "An Act relating to and providing the form of instruction to be given in any criminal trial or proceeding when evidence of flight of a defendant is relied upon as tending to show guilt," recommend that all of Section 3 be stricken out, and that when so amended, the bill do pass.

RIGG, Chairman, Committee on Judiciary.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 28 (being Crime Commission Bill No. 42, page 56 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 8901 of the Revised Codes of the State of Montana of 1921, relating to time of service of regular jurors and providing that jurors drawn before the return of a new jury list shall continue to serve until discharged by the court," recommend that the title be amended by striking out the words, "and providing that jurors drawn before the return of a new jury list shall continue to serve until discharged by the court."

And that the bill be amended as follows: That in line 28, Section 1, the word "jurors" be followed by a comma, and between this and the word "until" the following words be inserted: "if the business of the court requires the attendance of a jury, for a period not exceeding thirty days; provided further, however, notwithstanding such limitation of service, a

jury composed of such jurors, duly impaneled to try any cause, shall continue to serve in such cause."

And that in line 28, Section 1, between the word "court" and the word "and," the words "from any further consideration of such cause," be inserted.

And that Section 3 be stricken out, and that when so amended the bill do pass.

RIGG, Chairman, Committee on Judiciary.

On motion by Rigg, report adopted.

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 33 (being Crime Commission Bill No. 14, page 27 of the Crime Commission Report), a Bill for an Act entitled: "An Act providing that upon conviction for crime, in addition to the punishment prescribed, and as a part of the sentence, the court may impose upon the defendant the duty to pay the whole or any part of the disbursements of the prosecution, limiting amount in courts not of record, and providing for its collection by execution or enforcement in the same manner as the sentence," recommend that this bill do not pass.

MERRIMAN,
SCHILLING,
GRAFF,
FINLEN,
REPLOGLE,
MEYER,
MANNING,
ADAIR,
STEWART.

Mr. Speaker: We, the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 33, recommend that Section 3 be stricken out and that when so amended it do pass.

RIGG,
LEAVITT,
NYQUIST,
SAMPLE,
ROSS,
PAULY.

Moved by Merriman that majority report be adopted.

On substitute motion by Rigg that minority report be adopted, motion carried.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 39 (being Crime Commission Bill No. 15, page 27), a Bill for an Act entitled: "An Act to repeal Section 12026 of the Revised Codes of the State of Montana of 1921, in relation to the jury ascertaining the value of property in criminal actions," recommend that said bill do not pass.

RIGG, Chairman, Committee on Judiciary.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 41 (being Crime Commission Bill No. 37, on page 49 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 12000 of the Revised Codes of the State of Montana of 1921, relating to procedure in cases where a juror is unable to perform his duties by reason of sickness," recommend that this bill be amended by striking out Section 3, and that when so amended it do pass.

RIGG, Chairman, Committee on Judiciary.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Public Morals, Charities and Reforms, having had under consideration House Bill No. 100, introduced by Brown of Gallatin, a Bill for an Act entitled: "An Act to amend Section 11179, Revised Codes of Montana of 1921, relating to city and town ordinances regarding gambling," respectfully report as follows: That House Bill No. 100 do pass.

WILLARD,

Chairman, Committee on Public Morals, Charities and Reforms.

On motion by Willard, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 78, a Bill for an Act entitled: "An Act to amend Section 27, Chapter 57, Laws of the Twentieth Legislative Assembly, providing that certain fees collected in pursuance with this Act shall be placed to the credit of the general fund of the State of Montana, and providing for the transfer of all money in the State Examiner's fund to the general fund," recommend that the same do pass.

HODGSKISS, Chairman, Committee on Education.

On motion by Hodgskiss, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

Helena, Montana, January 19, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following reports of Select Committees were this day adopted:

Mr. President: We, your Special Committee, appointed to confer with the State Hail Insurance Commission, beg leave to report that a plan under consideration, providing for the adjustment of unpaid hail losses, involves certain legal questions. These questions have been submitted to the Attorney General's office and pending an opinion from that office, we respectfully request an extension of ten days' time set for making a report.
(Signed) CORWIN, Chairman.

Mr. President: We, your Committee appointed to confer with the Treasurer of the State of Montana relative to certain State Bonds heretofore issued, sold and duly recorded on the records in the office of the Treasurer of the State of Montana, but the certificate certifying to the recording of said bonds had not been signed by the Treasurer then in office, beg to report as follows: That after checking the records in the office of the Treasurer of the State of Montana, the bonds in question, and consulting with the Attorney General's office, we do not deem it necessary to pass any legislation with regards to this matter, and that the present Treasurer has authority to certify that the bonds in question were duly recorded, that in our opinion such certification would be sufficient.

(Signed) HIGBIE, SHELVER, DUNCAN.

Very truly,

J. F. CONE,

Secretary of the Senate.

Helena, Montana, January 19, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motions by Senator Kane for the appointment of select committees of three to act with a like committee in each case from the House, were this day adopted:

Moved by Leavitt that remainder of communication received from the Senate be considered read at length and Journal so show. Motion seconded and carried.

A committee to investigate the needs of new buildings and permanent repairs and the approximate cost thereof at the State Penitentiary at Deer Lodge, the Tuberculosis Sanitarium at Galen and the State Hospital for the Insane at Warm Springs, and to make report to the Senate and Committee on Allocation on or before Wednesday, January 28th.

A committee to investigate the needs of new buildings and permanent repairs and the approximate cost thereof at the State College of Agriculture and Mechanic Arts at Bozeman, the Eastern Montana Normal School at Billings, the State Industrial School at Miles City and the Northern Montana Agricultural and Manual Training School at Havre, and to make report to the Senate and Committee on Allocation on or before Wednesday, January 28.

A committee to investigate the needs of new buildings and permanent repairs and the approximate cost thereof at the School for Deaf and Blind at Boulder, the State School of Mines at Butte, the State University at Missoula, the State Normal College at Dillon and the State Orphans' Home at Twin Bridges, and to make report to the Senate and Committee on Allocation on or before Wednesday, January 28th.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 19, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to committees:

S. B. No. 12, introduced by Ruffcorn: A Bill for an Act entitled: "An Act to Amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Section 1 of Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Section 2169 of the Revised Codes of Montana of 1921 as amended by Section 2 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to the collection of taxes, time and method of collecting the same, delinquent taxes, and providing penalties for the delinquency thereof." Referred to Committee on Taxation.

S. B. No. 13, introduced by Pauline: A Bill for an Act entitled: "An Act requiring all contracts for state, county, municipal and school construction or repair work and maintenance to contain provisions requiring preference to bona fide residents of Montana in said work when not in violation of federal statutes and providing for the payment of the standard prevailing rate of wages as paid at the county seat of the county in which the work is being performed, and providing for the annulment of the contract in the event of the forfeiture of these provisions by the contractor, and providing a method for the completion of said contract, and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Labor and Capital.

S. B. No. 14, introduced by Pauline: A Bill for an Act entitled: "An Act providing for a provision in all contracts for state, county, municipal or school work, compelling employers to comply with the provisions of the constitution and statutes of Montana relating to the eight-hour day law, providing for annulment of the contracts for conviction of the violation thereof, and providing a penalty for the failure of any state, county, municipal or school officer to carry out the provisions of this Act." Referred to Committee on Labor and Capital.

The following Senate Joint Memorial was this day introduced, read first and second time and referred to Committee:

S. J. M. No. 2, by Willis and Church: "Memorial to the Congress of the United States to suspend by resolution the requirement of annual assessment work on mining claims during the assessment years of nineteen hundred and thirty-one and nineteen hundred and thirty-two." Committee on Federal Relations.

The following Senate Joint Resolution was this day introduced, read first and second time and referred to Committee:

S. J. R. No. 1, by Ruffcorn, Eaton, Cowan, Kane and Schnitzler: "Senate Joint Resolution endorsing the American Legislators' Association and

the Interstate Legislative Reference Bureau." Committee on Federal Relations.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 19, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following notices of introduction of Bills were this day given:

By Jergensen: A Bill for an Act entitled: "An Act requiring that Montana produced and/or manufactured dairy food, cereal, ranch products, lumber and other similar commodities shall be purchased and used in the purchase of supplies for the State of Montana and all departments thereof or institutions belonging thereto or operated by it, provided they can be purchased at a price within 5% of the price of a similar product purchased and/or manufactured outside of the State."

By Donovan: A Bill for an Act entitled: "An Act to amend Section 5135 of the Revised Codes of Montana, 1921, as amended by Chapter 58 of the Laws of 1927, relating to the use of disability and pension fund of fire department relief association."

By Plank: A Bill for an Act entitled: "An Act to amend Sections 3681 and 3704, Revised Codes of Montana of 1921, as amended by Chapter 77 of the Laws of 1923, and by Chapter 192 of the Laws of 1925 and by Chapter 59 of the Session Laws of 1927, relating to the open and closed season for fur bearing animals."

By Shelver: A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana and Chapter 124 of the Eighteenth Legislative Assembly, amending said Section 443 and Chapter 124 of the Eighteenth Legislative Assembly relative to the allowance of traveling or other expenses of state, county, city, school district, officers or employees."

By Shelver: A Bill for an Act entitled: "An Act to regulate the nomination and election of all judges of courts of record; abolishing certain existing methods in such cases and the use of party or political designations at elections to such offices; imposing certain duties upon the Secretary of State and County Officers having charge of election affairs and judges and clerks of election, and adapting the provisions of the laws as they now exist to the non-partisan election of judges of courts of record."

By Wheeler: A Bill for an Act entitled: "An Act to amend Section 5280 of the Revised Codes of Montana, 1921, relating to publication of notice of sale of municipal bonds."

By Pauline: A Bill for an Act entitled: "An Act to amend Chapter 48 of the Session Laws of the 20th Legislative Assembly of 1927, said Act being an Act to amend Section 443 of the Revised Codes of the State of Montana and Chapter 124 of the Session Laws of the 18th Legislative Assembly, relating to the allowance of traveling or other expenses of state, county, city, school district officers and employees by striking from such acts allowances to county commissioners for attendance on general state meetings of county commissioners or assessors."

Very truly,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were this day introduced, read first and second times and referred to committees:

H. B. No. 108, by Graff: A Bill for an Act entitled: "An Act to amend Section 4774 of the Revised Codes of Montana as amended by Chap-

ter 157 of the Laws of the Nineteenth Legislative Assembly of the State of Montana relating to the duties of sheriff." Committee on Public Safety.

H. B. No. 109, by Graff: A Bill for an Act entitled: "An Act to amend Section 4916 of the Revised Codes of Montana of 1921 as amended by Chapter 111 of the Laws of the Twentieth Legislative Assembly and by Chapter 89 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, relating to the fees, mileage and expenses of sheriffs." Committee on Townships and Counties.

H. B. No. 110, by Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 2914 of the Revised Codes of Montana of 1921, as amended by Section 2, Chapter 177 of the Laws of the Twenty-first Legislative Assembly, relating to partial disability permanent in character and the compensation therefor under the Workmen's Compensation Act." Committee on Workmen's Compensation.

H. B. No. 111, by Quamme: A Bill for an Act entitled: "An Act requiring that any board, council, commission, trustees or body acting for the state or any county or municipality or any public body, who shall contract with any person or corporation to do any work for the state, county, municipality or other public body, to require a good and sufficient bond therefor, and providing the terms, conditions and provisions of said bond, and prescribing the liability of the state or any county or municipality or public body for failure to take such bond and repealing all Acts or parts of Acts in conflict herewith." Committee on Townships and Counties.

H. B. No. 112, by Willard: A Bill for an Act entitled: "An Act to amend Section 5148 of the Revised Codes of Montana, 1921, relating to fire protection and establishment of fire districts." Committee on Townships and Counties.

H. B. No. 113, by Lillis and Brown of Gallatin by request: A Bill for an Act entitled: "An Act providing for the registration of professional engineers, creating a Board of Engineering Examiners and defining their duties, fixing the fees for registration fund and fixing the penalties for violations." Committee on State Boards and Officers.

H. B. No. 114, by Burke: A Bill for an Act entitled: "An Act to amend Sections 715, 716 and 720 Revised Codes 1921 and Section 717 as amended by Chapter 151 Session Laws 1923, relating to voting by absent voters and to extend the provisions thereof to persons incapacitated by age, sickness or injuries." Committee on Privileges and Elections.

H. B. No. 115, by Budas: A Bill for an Act entitled: "An Act to amend Sections 7136 and 7140 of the Revised Codes of Montana of 1921 as amended by Chapter 125 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to appointment of Water Commissioners, providing a hearing thereon, prescribing certain duties, and the method of establishing unadjudicated claims of water rights." Committee on Irrigation and Water Rights.

H. B. No. 116, by McCormack, Dougherty, Parker, Burrell, Hamilton of Musselshell, Erickson, Haight, Hanson: A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 1, of Article 12 of the Constitution of the State of Montana, relating to revenue and taxation; providing for the levy and collection by the state of taxes upon incomes and the distribution of said taxes to the public schools and the state government for their use and benefit." Revenue and Taxation Committee.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that House resolve itself into a Committee of the Whole for the Consideration of General Orders and that, unless request

be made, H. B. No. 53 be read by title and section number only. Motion duly seconded and carried.

Moss of Flathead in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 4, 5, 8, 10, respectfully report as follows: Recommend H. B. No. 4, do pass; H. B. No. 5, do pass; H. B. No. 8, do pass; H. B. No. 10, do pass.

MOSS, Chairman.

On motion by Moss, report adopted.

The Speaker announced the appointment of committees as follows:

In accordance with the order of the House, dated January 19, 1931, the Speaker appointed the following members on the select committee for the purpose of making recommendations as to the allocation of the authorized \$3,000,000 bond issue and to make its report to the House and the Appropriations Committee not later than Thursday, January 29, 1931:

Arnold, Stillwater; Waite, Powder River; Buck, Flathead; Andrew Ueland, Sheridan; Lewis, Richland; Dellwo, Lake; Brown, Cascade.

In accordance with the order of the House, dated January 19, 1931, the Speaker appointed the following members on the select committee to act with a like committee of the Senate to investigate the needs of new buildings and permanent repairs and the approximate cost thereof at the State College of Agriculture and Mechanic Arts at Bozeman, the Eastern Montana Normal School at Billings, the State Industrial School at Miles City and the Northern Montana Agricultural and Manual Training School at Havre and to make report to the House and select committee on allocation on or before Wednesday, January 28th, 1931:

Waite, Powder River; Roll, Cascade; Porter, Ravalli.

In accordance with the order of the House, dated January 19, 1931, the Speaker appointed the following members on the select committee to act with a like committee of the Senate to investigate the needs of new buildings and permanent repairs and the approximate cost thereof at the State Penitentiary at Deer Lodge, the Tuberculosis Sanitarium at Galen, and the State Hospital for the Insane at Warm Springs, making report to the House and select committee on allocation on or before Wednesday, January 28th, 1931:

Buck, Flathead; Salyerds, Fergus; Dellwo, Lake.

In accordance with the order of the House, dated January 19, 1931, the Speaker appointed the following members on the select committee to act with a like committee of the Senate to investigate the needs of new buildings and permanent repairs and the approximate cost thereof at the School for Deaf and Blind at Boulder, the State School of Mines at Butte, the State University at Missoula, the State Normal College at Dillon and the State Orphans' Home at Twin Bridges, and to make report to the House and to the select committee on allocation on or before Wednesday, January 28, 1931:

Sample, Dawson; Nelstead, Carter; Brown, Cascade.

Chairman on Workmen's Compensation Committee announced the following:

The Committee on Workmen's Compensation will hold a public hearing Wednesday, January 28th, at eight o'clock in the Grill Room of the Placer Hotel. This meeting is called for the public consideration of all bills submitted to the Committee on Workmen's Compensation prior to this date.

On request by Pauly, unanimous consent that an extension of time be granted the committee to report on bills in committee was granted.

Moved by Leavitt, seconded and carried, House recess until two o'clock this afternoon.

House resumed at 2:00 p. m., pursuant to recess.

Mr. Speaker in the chair.

NOTICES

Author gave notice he would on tomorrow or some subsequent day introduce a bill as follows:

By Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 2873 of the Revised Codes of Montana, 1921, relating to workmen's compensation and defining the words 'physician' and 'surgeon' as is used therein."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on Federal Relations, having had under consideration H. B. No. 66, introduced by Graff, hereby reports as follows: Your committee recommends that the following amendments be made to said bill:

First: That the title be amended so as to read as follows: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 120 of the Laws of the 18th Legislative Assembly of the State of Montana relating to agreements concerning the use of the county jails for the confinement of prisoners of the United States and for the support and subsistence of said prisoners; fixing the consideration to be stated in said agreements to be paid by the United States to the counties for said purposes; prescribing the amounts to be paid the sheriffs by the counties for the support and subsistence of said prisoners."

Second: That Section 1 of said bill be amended by striking out all that part of said section following the words and figures "Section 2" appearing in the fourth line of said Section 1 and substituting, in lieu thereof, the following: "Provision and agreement for the use of said jails and the support and subsistence of such federal prisoners shall first be made by the United States through or by the proper officer or officers, with the Board of County Commissioners of the county wherein such prisoners are to be confined, such agreement to be in writing and contain a provision that the United States shall, upon claim presented for the county by its County Clerk and Recorder, pay into the county treasury of the county the sum of \$1.00 per day for each and every prisoner held in the county jail upon order or commitment of the United States government or any department or officer thereof.

The sheriff of the county who has custody of such prisoners shall be paid by the county for their support and subsistence at the same rate and in the same manner as if they were state prisoners.

Your said committee does further recommend that the said bill, as amended, do pass.

HAVERFIELD,

Chairman, Committee on Federal Relations.

On motion by Haverfield, report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 79, a Bill for an Act entitled: "An Act to amend Sections 4536 and 4537 Revised Codes of Montana 1921 providing for burial of deceased soldiers, sailors and marines, and providing for county of residence to bear expense," respectfully report as follows: That House Bill No. 79 do pass.

KRUSE, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 69, a Bill for an Act entitled: "An Act relating to paying transportation, board, rent or tuition of pupils from the school funds of the district, providing for appeal to the Board of County

Commissioners and for contributing to the support of other schools in certain cases and repealing Section 1010 of the Revised Codes of Montana of 1921, as amended by Chapter 102, Session Laws of 1929," recommend that the same do not pass.

HODGSKISS, Chairman.

On motion of Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs, having had under consideration House Bill No. 84, introduced by Stewart, a Bill for an Act entitled: "An Act to amend Section 3 of Chapter 104 of the Session Laws of the Twenty-first Legislative Assembly, 1921, by striking therefrom a part relating to requirements to practice or teach cosmetology," respectfully report as follows: That House Bill No. 84 be amended by striking out Section 3, and as amended, the bill do pass.

SHEFFER, Chairman.

On motion by Sheffer, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bill was introduced, read first and second times, and referred to Committee on Revenue and Taxation:

H. B. No. 117, by Meyer, Goodwin, Casey, Sullivan, McDermott: A Bill for an Act entitled: "An Act to amend Section 5119 of the Revised Codes of Montana, of 1921, as amended by Chapter 59 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, relating to levy of special tax for maintaining disability and pension fund of the Fire Department Relief Association of a city or town; providing for increase of such levy, and extending the provisions thereof to a municipality established under special or local law."

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that House resolve itself into Committee of the Whole for the consideration of H. B. No. 53. Motion seconded and carried.

Moss of Flathead in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 53, respectfully report as follows: That House Bill No. 53 do pass.

MOSS, Chairman.

On motion by Moss, report adopted.

On motion by Finlen, House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Finlen, that H. B. No. 53, be reported correctly engrossed. Motion seconded and carried.

Moved by Finlen, that House be on Order of Business No. 9.

THIRD READING OF HOUSE BILLS

On motion by Leavitt a call of the House was made. On roll call all members present except Watson of Meagher and Replogle who were excused on request of Leavitt.

On motion by Leavitt, Call of the House suspended.

H. B. No. 53, introduced by request by Meyer, Blewett, Casey, McDermott, Cooney, Finlen by request, O'Connell by request, Goodwin by request, Doran by request, Sullivan by request, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merrimon, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: Benjamin, Goodwin, Haight, Hamilton (Musselshell), McCormack, Ryder. Total 6.

Absent and not voting: Replogle, Watson (Meagher). Total 2.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that House resolve itself into Committee of the Whole for the Consideration of General Orders.

Moss in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 11, 14, 34, 35, 49, 57, 58, 59, 60, respectfully report as follows: That H. B. No. 11 be amended by striking the word "seeking" in line 11, and the parenthesis before and after the word "seeing" in line 12 of printed bill. That H. B. No. 11 as amended, do pass.

H. B. No. 14, do pass.

H. B. No. 35, do pass.

H. B. No. 34, be amended by striking all of Section 11; that H. B. No. 34, as amended, do pass.

H. B. No. 57, do pass.

That H. B. No. 49 be amended by striking the word "three" in line 2 of printed bill and inserting in lieu thereof the word "five"; that H. B. No. 49, as amended, do pass.

H. B. No. 58, do pass.

H. B. No. 59, do pass.

H. B. No. 60, be amended as follows: by inserting the words "A Bill for an Act entitled" before the words "An Act" in the title of the bill; that H. B. No. 60, as amended, do pass.

MOSS, Chairman.

On motion by Moss, report adopted.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 4, 5, 8, 10.

GREEN, Chairman.

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Benjamin, Hamilton of Phillips, Woodcock: A Bill for an Act entitled: "An Act to amend Section 11 of Chapter 19 of the Laws of 1927 relating to gasoline exempted from payment of the gasoline license tax."

By Committee on Agriculture: A Bill for an Act entitled: "An Act providing for the taxation of agricultural products on the farm and in possession of the owner or tenant producing same."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 154, Session Laws of Montana 1923, as amended by Chapter 103 Session Laws of Montana 1925, and amended by Chapter 141 Session Laws of Montana 1929, relating to the authority of the Board of Railroad Commissioners of the State of Montana to supervise transportation companies."

By Knight, by request: A Bill for an Act entitled: "An Act relating to the open season for the killing and taking of elk in certain portions of Teton and Lewis and Clark counties, State of Montana, providing for the powers and duties of the Montana State Fish and Game Commission relative to the provisions of this Act, making the violation of this Act a misdemeanor and providing a penalty for such violation."

REPORTS OF STANDING COMMITTEES

The Employment Committee submitted the following report:

January 20th, 1931.

Mr. Speaker: We, your Committee on Employment, wish to submit the following report to-wit: That we have this day appointed the following employees to be employed in this House during the session:

Stenographer—Mamie Wallock, Cascade.

Proof Readers—Melvin Williams, Powell; Sally Mellen, Granite.

Janitor—Howard Thompson, Deer Lodge.

ALEX FAIRGRIEVE, Chairman.

On motion by Fairgrieve, report adopted.

On request by Hodgskiss, an extension of time was granted for submitting a report out of committee.

Moved by Leavitt that the House adjourn until Wednesday, January 21, 1931, at 11:00 a. m. Motion duly seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

SEVENTEENTH DAY

House of Representatives,
Helena, Montana, January 21, 1931.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the sixteenth legislative day, find same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 14, 35, 57, 58, 59.

GREEN, Chairman.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

Committee on Aviation: A Bill for an Act entitled: "An Act authorizing the counties of this state to enter into contracts with incorporated cities or towns within the respective limits of said counties, to equip, maintain, improve and purchase airports and landing fields."

Committee on Military Affairs: A Bill for an Act entitled: "An Act to amend Section 1545 of the Revised Codes of Montana of 1921, providing for the monthly payment to the Montana Soldiers' Home by members and inmates receiving a pension or compensation from the United States government, for the purpose of establishing a burial and welfare fund and providing for the disposition thereof, and for the expulsion in case of non-payment."

By Salyerds and Roll: A Bill for an Act entitled: "An Act to amend Sections 3, 9, 10 and 11 of Chapter 127, of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to barber apprentices, the powers and duties of the Board of Barber Examiners, regulations for schools of barbering, providing penalties for violations of this Act and the issuing of permits prior to examination with specific exemption of persons trained by the State Bureau of Civilian Rehabilitation."

By Woodcock, Gordon, Troy, Stewart, Rigg, Benjamin, Roll, Ross, Adair, Buck, Hodgskiss: A Bill for an Act entitled: "An Act to appropriate money for the erection of a memorial commemorating the exploration of the Lewis and Clark Expedition, and authorizing the commission to administer the appropriation therein provided."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Joint Resolution No. 2, "A concurrent resolution petitioning Congress to pass and the President to approve of at this session of Congress, House Resolution 14277, known as the Selvig Bill, as amended, providing for a tax on the manufacture of flour in order to create a fund for the relief of the wheatgrowers," recommend that resolution be adopted.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 13 (being Crime Commission Bill No. 9, on page 21 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 11973 of the Revised Codes of the State of Montana of 1921, relating to separate trials of defendants jointly charged with a public offense," respectfully report as follows: That House Bill No. 13 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

On request by Darlinton, an extension of time until January twenty-third, 1931, was granted by unanimous consent for Committee on State Boards and Officers to report on H. B. No. 4.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, January 20, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Committees this day reported the following Standing Committee, report adopted:

Allocation of State Bond Funds—Senator Larson, Senator Baker, Senator Tower, Senator Higbie, Senator McCleary.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 20, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate this day named the following Senators to act as select committees of three with like committees from the House, for the purpose of investigating the needs of new buildings and permanent repairs and the approximate cost thereof at certain Montana institutions, and to make report to the Senate and the Committee on Allocation on or before Wednesday, January 28th, as follows, report adopted:

To investigate at State Penitentiary at Deer Lodge, Tuberculosis Sanitarium at Galen, and State Hospital for the Insane at Warm Springs: Senators Baker, Cooper and Donovan.

To investigate at State College of Agriculture and Mechanic Arts at Bozeman, Eastern Montana Normal School at Billings, State Industrial School at Miles City, and Northern Montana Agricultural and Manual Training School at Havre: Senators Larson, McCormick and Delaney.

To investigate at School for Deaf and Blind at Boulder, State School of Mines at Butte, State University at Missoula, State Normal College at Dillon, and State Orphans' Home at Twin Bridges: Senators Higbie, Stoutenburg and Plank.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 20, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Education, having had under consideration Senate Bill No. 8, by Garber, reported back to the Senate their recommendation that the bill do not pass. On motion duly made and seconded, the bill was ordered printed and placed on General File. Report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that the balance of the Senate communications be considered read at length and Journal so show. Motion seconded and carried.

Helena, Montana, January 20, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction of Bills were this day given:

By Holt and Delaney: A Bill for an Act entitled: "An Act providing for the licensing of persons, firms or corporations selling or vending drugs, medicines and remedies as provided under Chapter 227 of the Acts of the 17th Legislative Assembly of the State of Montana, 1921, and the germicides and fungicides of agriculture and horticulture; providing for the issuance of such license, and fees therefor and penalties for the violation of the provisions of this Act and for the revocation of licenses issued hereunder."

By Keeley: A Bill for an Act entitled: "An Act to amend Section 5049 of the Revised Codes of the State of Montana, 1921, providing for the establishment by cities and towns of a free public library and for a tax levy for maintenance of the same."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 20, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to committees:

S. B. No. 15, introduced by Donovan: A Bill for an Act entitled: "An Act to amend Section 5135 of the Revised Codes of Montana 1921, as amended by Chapter 58 of the Laws of 1927, relating to the use of disability and pension fund of fire department relief associations." Referred to Committee on Counties and Towns.

S. B. No. 16, introduced by Holton, Burr, Stoutenburg and Fenton: A Bill for an Act entitled: "An Act to amend Chapter 63 of the Session Laws of 1925 of the 19th Legislative Assembly making it unlawful for any owner, or person having the management or control of a stallion, ridge-ling, unaltered male mule, or jackass, over the age of one year, to permit or suffer it to run at large on the open range; defining open range; declaring such animal so running at large a public nuisance; providing that such owner or person having management or control shall be liable for all injuries caused by such running at large; providing for the proceedings and notices necessary to be taken and given for the castration, and disposal of such animals; prescribing penalties for violation of this Act; and repealing Sections 3396, 3397, 3398, 3399, and 3400 of the Revised Codes of Montana of 1921." Referred to Committee on Stock Growing and Grazing.

S. B. No. 17, introduced by Jergensen: A Bill for an Act entitled: "An Act requiring that Montana produced and/or manufactured dairy food, cereal, ranch products, lumber, and other similar commodities shall be purchased and used in the purchase of supplies for the State of Montana and all departments thereof or institutions belonging thereto or operated by it, provided they can be purchased at a price within 5% of the price of a similar product purchased and/or manufactured outside of the state." Referred to Judiciary Committee.

S. B. No. 18, introduced by Shelver: A Bill for an Act entitled: "An Act to regulate the nomination and election of all judges of courts of record; abolishing certain existing methods in such cases and the use of party or political designations at elections to such offices; imposing certain duties upon the Secretary of State and county officers having charge of election affairs and judges and clerks of election, and adapting the provisions of the laws as they now exist to the non-partisan election of judges of courts of record." Referred to Judiciary Committee.

S. B. No. 19, introduced by Shelver: A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana and Chapter 124 of the Eighteenth Legislative Assembly, amending said Section 443 and Chapter 124 of the Eighteenth Legislative Assembly relative to the allowance of travelling or other expenses of state, county, city, school district, officers or employees." Referred to Committee on Counties and Towns.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 20, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole, this day, having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of House Bill No. 1 be passed for the day. Report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

The following motion by Leavitt was adopted:

Mr. Speaker: I move that the third reading of all bills in full with the exception of appropriation bills, be dispensed with and that such bills be read by title and section only unless otherwise requested by any member of the House.

LEAVITT.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times and referred to committees:

H. B. No. 118, by Knight, Pappin, Roll, by request: A Bill for an Act entitled: "An Act relating to the open season for the killing and taking of elk in certain portions of Teton and Lewis and Clark counties, State of Montana, providing for the powers and duties of the Montana State Fish and Game Commission relative to the provisions of this Act, making the violation of this Act a misdemeanor and providing a penalty for such violation." Committee on Fish and Game.

H. B. No. 119, by Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 2873 of the Revised Codes of Montana, 1921, relating to workmen's compensation and defining the words 'physician' and 'surgeon' as is used therein." Committee on Workmen's Compensation.

H. B. No. 120, by Hamilton of Phillips, Benjamin and Woodcock: A Bill for an Act entitled: "An Act to amend Section 11 of Chapter 19 of the Laws of 1927 relating to gasoline exempted from payment of the gasoline license tax." Committee on Highways.

THIRD READING OF HOUSE BILLS

H. B. No. 4, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Misoloua), Willard, Wilson, Woodcock, Mr. Speaker. Total 99.

Noes: None.

Absent and Not Voting: Pappin, Roll. Total 2.

H. B. No. 5, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Southmayd, Spangler, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Adair, Finlen, Goodwin, Hamilton (Musselshell), Mason, McDermott, Meyer, O'Connell, Replogle, Schilling, Shannon, Stewart, Sullivan, Vollmer, Watson (Missoula). Total 15.

Absent and Not Voting: Roll. Total 1.

H. B. No. 8, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 100.

Noes: None.

Absent and Not Voting: Schilling. Total 1.

H. B. No. 10, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 99.

Noes: Goodwin, O'Connell. Total 2.

Absent and Not Voting: None.

H. B. No. 14, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 101.

Noes: None.

Absent and Not Voting: None.

H. B. No. 35, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Cranston, Brown (Cascade), Buck, Budas, Burke, Burrell, Chapman, Coffee, Cole, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Ross, Rolph, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Adair, Benjamin, Casey, Cooney, Doran, Finlen, Goodwin, Gordon, Hamilton (Musselshell), Mason, McDermott, Meyer, O'Connell, Replogle, Schilling, Sullivan, Tinsley, Vollmer, Watson (Missoula). Total 19.

Absent and Not Voting: None.

H. B. No. 57, introduced by Stewart by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 99.

Noes: None.

Absent and Not Voting: Dougherty, Haight. Total 2.

H. B. No. 58, introduced by Stewart by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 98.

Noes: None.

Absent: Dougherty, Haight. Total 2.

Not Voting: Goodwin. Total 1.

H. B. No. 59, introduced by Stewart by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 98.

Noes: None.

Absent: Dougherty, Haight. Total 2.

Not Voting: Goodwin. Total 1.

Moved by Leavitt that the House recess until 2:00 p. m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

Committee on Printing reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. Nos. 19, 83, 91, Sub. H. B. No. 63 and Sub. H. B. No. 64, H. J. M. No. 2.

NYQUIST, Chairman.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Dellwo of Lake in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 62, 68, 74, 76, 90, House Joint Memorial No. 1, respectfully report as follows: H. B. No. 62 do pass.

H. B. No. 68 be amended as follows: By striking out lines 7, 8, 9, 10 and 11 and inserting in lieu thereof the words "Northwesterly along the summit of said Bitter Root Range to a point where the Deer Creek Government Trail intersects the Montana-Idaho state line; thence northerly along the east side of said Deer Creek Trail to a point where said trail intersects the west bank of the St. Regis River; thence down the south bank of the St. Regis River to its confluence with the Missoula River; thence up the south bank of."

Amend Section 1, line 14, after the word "land" by inserting the words "purchased prior to this Act"; amend Section 1 by striking out in line 15 the figures 25, 26, 27, 34, 35 and 36; that H. B. No. 68, as amended, do pass.

H. B. No. 74 do pass.

H. B. No. 76 do pass.

H. B. No. 90 amended as follows: Amend Section 1 by inserting in line 3, after the figures 1927, the words, "and by Chapter 19 of the Laws

of 1927"; amend Section 2, line 3, after the figures 1927, the words "and by Chapter 19 of the Laws of 1927"; that H. B. No. 90, as amended, do pass.

House Joint Memorial No. 1 do pass.

DELLWO, Chairman.

On motion by Dellwo, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. Nos. 11, 34, 49, 60.

NELSTEAD, Vice-Chairman.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce the following bills:

By Committee on State Boards and Officers: A Bill for an Act entitled: "An Act relating to a certain erroneous transfer made by the State Board of Land Commissioners and the State Board of Examiners from the escheated estates fund to the common school permanent fund, and authorizing the State Treasurer to transfer funds in accordance with the provisions of this Act."

By Committee on State Boards and Officers: A Bill for an Act entitled: "An Act relating to certain stocks, bonds, securities, personal property, and effects now in the hands and control of the State Treasurer, belonging to escheated estates, and providing for the disposal of same."

By Burrell: A Bill for an Act entitled: "An Act prescribing for vacancies in state and county offices when full time officials are engaged in other pursuits that require their services elsewhere; prescribing the procedure for declaring vacancies and naming of successors."

By Meyer, Rigg, Merriman, Schilling, Manning, Ross, Leavitt, Sample, Pauly by request, Stewart by request: A Bill for an Act entitled: "An Act to amend Section 9733 of the Revised Codes of Montana of 1921, giving plaintiff the right to except to the sufficiency of the sureties of said undertaking on appeal, within five days after the filing of same, and requiring the appellant to justify within five days after the service of the exception to sureties and demand for justification."

By Meyer, Rigg, Merriman, Schilling, Manning, Ross, Sample, Pauly by request, Stewart by request: A Bill for an Act entitled: "An Act to amend Section 9429 of the Revised Codes of Montana of 1921 relating to the exemption of judgment debtor, permitting plaintiff to file objections to application for exemptions, providing a hearing thereon, and decision relative thereto."

By Meyer, Rigg, Merriman, Schilling, Manning, Ross, Leavitt, Sample, Pauly by request, Stewart: A Bill for an Act entitled: "An Act to amend Section 5738 of the Revised Codes of 1921, relating to grounds for divorce and defining extreme cruelty to exist and to be persisted in for a period of one year."

By Meyer: A Bill for an Act entitled: "An Act requiring guardians of minors, insane persons and incompetents to produce at the time of the filing of any account on bank books showing the condition of bank books or other papers in their possession showing the condition of all moneys received by them, held by them and any balance which they may have on hand and providing that said accounts should not be settled until the statute complying with and making it contempt of court for failure to produce said books and papers upon being ordered by the court and making it ground for removal of said guardian."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 9256 of the Revised Codes of 1921 permitting the attachment of the interests of any person to which they are then entitled or may become entitled upon distribution in the estate of any deceased person or persons,

and permitting said attachment to be made at any time after the granting of letters testamentary or letters of administration."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 9637 of the Revised Codes of Montana of 1921, relating to hour of appearance of parties in justice court."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 8990 of the Revised Codes of 1921, and permitting any practicing attorney and counselor-at-law in the State of Montana to see any person or persons restrained of their liberty when requested to do so by said person or any relative or friend of the person so restrained, and permitting said attorney at law to see and consult such person so imprisoned, alone and in private at the jail or other place of custody, and increasing the penalty for a violation of this section to five hundred dollars."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 8993 providing for the settlement with a party, after an attorney has appeared, and providing for the payment of any judgment or settlement with said party by payment to said party in lawful money of the United States to the party and the attorney, unless waived by the attorney in writing, and providing for attorney's lien as specified in this section for payments made by the Industrial Accident Board of the State of Montana."

By Meyer: A Bill for an Act entitled: "An Act authorizing the Attorney General to order without being personally present an information filed."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 111, a Bill for an Act entitled: "An Act requiring that any board, council, commission, trustees or body acting for the state or any county or municipality or any public body, who shall contract with any person or corporation to do any work for the state, county, municipality or other public body, to require a good and sufficient bond therefor, and providing the terms, conditions and provisions of said bond, and prescribing the liability of the state or any county or municipality or public body for failure to take such bond and repealing all Acts or parts of Acts in conflict herewith," respectfully report as follows: That House Bill No. 111 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 112, a Bill for an Act entitled: "An Act to amend Section 5148 of the Revised Codes of Montana, 1921, relating to fire protection and establishment of fire districts," recommend that the bill do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 9 (being Crime Commission Bill No. 6 on page 19 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 11874 of the Revised Codes of the State of Montana of 1921, relating to departures from the form or mode prescribed by the Penal Code of the State of Montana in respect to pleadings and proceedings," respectfully report as follows: That House Bill No. 9 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 15 (being Crime Commission Bill No. 7, page 20 of the Crime Commission Report), a Bill for an Act entitled: "An Act relating to and to regulate the granting of new trials and the reversal and setting aside of judgment in criminal causes and repealing Section 12125

of the Revised Codes of the State of Montana of 1921 relating to judgment without regard to technical errors and all other Acts and parts of Acts in conflict herewith," respectfully report as follows: That House Bill No. 15 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 40 (being Crime Commission Bill No. 18, page 29 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 11870 of the Revised Codes of the State of Montana, being a part of Chapter 17, of Part II, of the Criminal Code of the State of Montana, relating to rules of pleading and forms of the information and indictment and relating to the variance between the charge contained in the indictment or information and the evidence offered in proof thereof, and providing that no variance between the statement contained in the indictment or information and the evidence offered in proof thereof shall be grounds for acquittal," respectfully report as follows: That House Bill No. 40 do not pass.

On motion by Rigg, report adopted.

RIGG, Chairman.

Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 48, a Bill for an Act entitled: "An Act to amend Section 3079 of the Revised Codes of Montana of 1921, as amended by Chapter 116 of the Session Laws of the Twenty-first Legislative Assembly of 1929, providing for the hours of labor on public works; public buildings and grounds, and in mills, smelters, cement plants, mines, quarries, buildings, and hydro-electric dams," respectfully report as follows: That House Bill No. 48 be amended as follows: by striking out the comma in line 19 after the words "school districts" and inserting thereafter the words "of the first and second class."

By striking out the comma in line 23 after the words "school districts" and inserting thereafter the words "of the first and second class."

That a new section be added to the bill to be known as Section 2, to read as follows: "Section 2. Should any part of this Act be declared unconstitutional or invalid by a court of competent jurisdiction, it shall not affect the validity of the remainder of the Act, but the Act shall be construed as though that part were not incorporated herein."

That Section 2 be renumbered as Section 3.

That Section 3 of the original bill be stricken out.

And that House Bill No. 48, as amended, do pass.

On motion by Sample, report adopted.

SAMPLE, Chairman.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 85, by Waring and Hodgskiss, a Bill for an Act entitled: "An Act amending Chapter 27, Part III, of the Civil Code of Montana by adding thereto a section making it a misdemeanor for any person to induce or attempt to induce a member or stockholder of a co-operative marketing association to break his marketing contract with such association or to maliciously and knowingly make false statements about the finances, management or activity of such association, and prescribing a penalty therefor, including civil liability for such offense," respectfully report as follows: That House Bill No. 85 do not pass, but that Substitute House Bill No. 85, a Bill for an Act entitled: "An Act prohibiting the willful and malicious making of false statements relative to co-operative marketing associations for the purpose of inducing members or stockholders to break marketing contracts or the making of willful and malicious statements for the purpose of injuring such cooperative marketing associations and providing for the punishment of violations of this Act and also for civil liability arising from violations thereof," do pass.

BUDAS, Chairman, Committee on Agriculture.

On motion by Budas, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times and referred to committees:

H. B. No. 121, by Finlen: A Bill for an Act entitled: "An Act to amend Section 6893 of the Revised Codes of Montana of 1921, relating to the recording of instruments, and providing for the recording of instruments acknowledged by the vice-president or assistant secretary of corporations." Committee on Corporations other than Municipal.

H. B. No. 122, by Finlen: A Bill for an Act entitled: "An Act to amend Section 6932 of the Revised Codes of Montana of 1921, relating to the validity of instruments affecting real property now recorded." Committee on Corporations other than Municipal.

H. B. No. 123, by Committee on Agriculture: A Bill for an Act entitled: "An Act providing for the taxation of agricultural products on the farm and in possession of owner or tenant producing same." Committee on Revenue and Taxation.

THIRD READING OF HOUSE BILLS

H. B. No. 11, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and Not Voting: Arnold (Rosebud), Brown (Cascade), Pauly, Roll, Shannon, Swope, Tinsley, Troy. Total 8.

H. B. No. 34, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Metlen, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and Not Voting: Arnold (Rosebud), Bechtel, Brown (Cascade), Fairgrieve, Goodwin, Green, Logan, Pauly, Shannon, Swope, Tinsley. Total 11.

H. B. No. 49, introduced by Cranston, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Benjamin, Blewett, Brown (Galatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Gordon, Grabow, Graff, Hagstad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and Not Voting: Arnold (Rosebud), Bechtel, Brown (Cascade), Fairgrieve, Goodwin, Green, Logan, Pauly, Shannon, Swope, Tinsley. Total 11.

H. B. No. 60, introduced by Committee on Appropriations, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Benjamin, Blewett, Brown (Galatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Ekegren, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spanlger, Stewart, Sullivan, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: Erickson. Total 1.

Absent and Not Voting: Arnold (Rosebud), Bechtel, Brown (Cascade), Dunn, Goodwin, Green, Hanson, Knight, Pauly, Shannon, Swope, Tinsley, Troy. Total 13.

Moved by Leavitt that the House adjourn until Thursday, January 22, 1931, at 11:00 a. m.

W. R. FLACHSENHAR, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

EIGHTEENTH DAY

House of Representatives,
Helena, Montana, January 22, 1931.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except Cooney and O'Connell, absent. The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 17th legislative day, find the same to be correct.

On motion by Ekegren, report adopted. EKEGREN, Chairman.

The Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 23, 28, 33, 41, 50, 61, 66, 78, 79, 80, 81, 84, 88, 100, 106, H. J. R. No. 2.

NYQUIST, Chairman.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By A. Ueland, Ekegren by request: A Bill for an Act entitled: "An Act providing for general meetings of the various county clerks and recorders of the state, when such meetings are deemed advisable by the State Examiner."

By Troy: A Bill for an Act entitled: "An Act providing that county treasurers shall be deputy registrars of motor vehicles for the purpose of receiving, receipting for and remitting registration fees on motor vehicles."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 56, A Bill for an Act entitled: "An Act to appropriate money from the Industrial Accident Fund of the State of Montana for the payment of the compensation claim of James H. Winchell, which claim has not been allowed by the Industrial Accident Board because it was not presented within six months from the date of the happening of the accident," respectfully report as follows: That House Bill No. 56 do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 89, A Bill for an Act entitled: "An Act to appropriate money for the payment of claims of Dale Robinson, for damages to an automobile stolen by two inmates of the State School for the deaf, blind and feeble-minded, who were state charges," respectfully report as follows: That House Bill No. 89 be amended as follows: By inserting the words "A Bill for an Act entitled:" before the words "An Act" in the title of the Bill; as amended, do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Public Safety, having had under consideration House Bill No. 108, introduced by Graff, A Bill for an Act entitled: "An Act to amend Section 4774 of the Revised Codes of Montana as amended by Chapter 157 of the Laws of the Nineteenth Legislative Assembly of the State of Montana relating to the duties of sheriff," respectfully report as follows: That House Bill No. 108 do pass.

BURRELL, Chairman.

On motion by Burrell, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE

The following communications were received from the Senate:

Helena, Montana, January 21, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 1, by Moss, Leavitt, Salyerds and Coffee, was this day read three several times, amended, and concurred in as amended, title agreed to, and is herewith returned to the House.

Committee amendments: Amend title of the Bill by inserting after the word "thereof" in line 13 of the Engrossed Bill, the following: "Providing a method by which the State Treasurer may purchase said debentures."

tures and providing that said debentures may be accepted as security for the repayment of public funds."

Amend Section 3 by inserting after the word "and" in line 4 of the Engrossed Bill, the following: "One publication in."

Committee of the Whole amendment: Amend Section 4 in line 5 of the Printed Bill by inserting after the words "collected and", the following: "After the payment of refunds as provided by law."

Committee amendment: Amend Section 6 by striking out in line 22 of the Engrossed Bill, after the word "are", the word "not", and inserting in lieu thereof, the word "now."

Very truly,

J. F. CONE,
Secretary of the Senate.

On motion by Leavitt further communications from Senate considered read at length and Journal so show.

Helena, Montana, January 21, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 20, by Keeley: A Bill for an Act entitled: "An Act to amend Section 5049 of the Revised Codes of the State of Montana for 1921, providing for the establishment by cities and towns of a free public library and for a tax levy for maintenance of the same." Committee on Libraries.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 21, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Counties and Towns this day reported as follows, report adopted:

Mr. President: We, your Committee on Counties and Towns, having had under consideration H. B. No. 53, recommend that the same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 21, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of introduction of bills were this day given:

By Campbell: A Bill for an Act entitled: "An Act to amend Section 5119 of the Revised Codes of Montana of 1921, as amended by Section 3 of Chapter 58 of the Session Laws of the 20th Legislative Assembly of 1927, by providing for an increase in the special tax levy for the purposes of the disability and pension fund of city fire departments."

By Keeley, Campbell and Pauline: A Bill for an Act entitled: "An Act to promote the safety of employees and travelers on common carriers by requiring adequate crews on cars and trains propelled by gas or electricity, or otherwise, and providing penalties for violation thereof."

By Survant: A Bill for an Act entitled: "An Act to validate sales made by boards of county commissioners of property acquired by counties by tax deeds."

By Survant: A Bill for an Act entitled: "An Act to amend Section 4465, Revised Codes of Montana, 1921, as amended by Chapter 95, Acts of 18th Legislative Assembly and by Chapter 54, Acts of 20th Legislative Assembly, and by Chapter 38, Twenty-first Legislative Assembly, relating to the general and permanent powers of boards of county commissioners."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 21, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully reports and recommends as follows:

That H. B. No. 1 be amended in Section 4 by inserting in line 5 after the words "collected and", the following: "after the payment of refunds as provided by law", and as so amended, be concurred in.

Report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times and referred to committees:

H. B. No. 124, by Aviation Committee: A Bill for an Act entitled: "An Act authorizing the counties of this state to enter into contracts with incorporated cities or towns within the respective limits of said counties, to equip, maintain, improve and purchase airports and landing fields." Committee on Townships and Counties.

H. B. No. 125, by Committee on State Boards and Officers: A Bill for an Act entitled: "An Act relating to certain stocks, bonds, securities, personal property, and effects now in the hands and control of the State Treasurer, belonging to escheated estates, and providing for the disposal of same." Committee on State Boards and Officers.

H. B. No. 126, by Committee on State Boards and Officers: A Bill for an Act entitled: "An Act relating to a certain erroneous transfer made by the State Board of Land Commissioners and the State Board of Examiners from the escheated estates fund to the common school permanent fund, and authorizing the State Treasurer to transfer funds in accordance with the provisions of this Act." Committee on State Boards and Officers.

H. B. No. 127, by Committee on Military Affairs: A Bill for an Act entitled: "An Act to amend Section 1545 of the Revised Codes of Montana of 1921, providing for the monthly payment to the Montana Soldiers' Home by members and inmates receiving a pension or compensation from the United States Government, for the purpose of establishing a burial and welfare fund and providing for the disposition thereof, and for expulsion in case of non-payment." Committee on Military Affairs.

H. B. No. 128, by Meyer, Rigg, Ross, Merriman, Sample, Pauly and Stewart by request, Manning, Graff, Schilling: A Bill for an Act entitled: "An Act to amend Section 5738 of the Revised Codes of 1921, relating to grounds for divorce and defining extreme cruelty to exist and be persisted in for a period of one year." Committee on Judiciary.

H. B. No. 129, by Rigg, Ross, Merriman, Meyer, Sample, Pauly and Stewart by request, Manning, Schilling, Graff: A Bill for an Act entitled: "An Act to amend Section 9429 of the Revised Codes of Montana of 1921 relating to the exemption of judgment debtor, permitting plaintiff to file objections to application for exemptions, providing a hearing thereon, and decision relative thereto." Committee on Judiciary.

H. B. No. 130, by Rigg, Ross, Merriman, Meyer, Sample, Pauly and Stewart by request, Manning, Schilling, Graff: A Bill for an Act entitled: "An Act to amend Section 9733 of the Revised Codes of Montana of 1921, giving plaintiff the right to except to the sufficiency of the sureties of said undertaking on appeal, within five days after the filing of same, and requiring the appellant to justify within five days after the service of the exception to sureties and demand for justification." Committee on Judiciary.

H. B. No. 131, by Finlen: A Bill for an Act entitled: "An Act to amend Section 4805 of the Revised Codes of Montana of 1921, as amended by Chapter 2 of the Session Laws of the Twenty-first Legislative Assembly of 1929, relating to duties of County Clerk and Recorder on receipt of instrument to be recorded, and eliminating provision of Chapter 2 Session Laws of the Twenty-first Legislative Assembly of 1929 providing for additional information in connection therewith." Committee on Townships and Counties.

H. B. No. 132, by Finlen: A Bill for an Act entitled: "An Act to provide for the validation of certain instruments affecting real property, which do not contain the post office address of the grantee, mortgagee, or assignee of the mortgagee, as the case may be, which have heretofore been recorded in the State of Montana and the record thereof and providing that duly certified copies of the record thereof may be read in evidence." Committee on Judiciary.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt, seconded and carried, that House resolve itself into a Committee of the Whole for the Consideration of General Orders, on Senate amendments to House Bill No. 1.

Dougherty of Ravalli in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to H. B. No. 1, respectfully report as follows: That Senate amendments to H. B. No. 1 be concurred in.

DOUGHERTY, Chairman.

On motion by Dougherty, report adopted.

On motion by Leavitt, House reverted to Order of Business No. 9.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 1, introduced by Moss, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: Hagestad, Haight, Sample, Sheffer. Total 4.

Absent and not voting: Bechtel, Doran, Nelstead, O'Connell, Swope, Tinsley, Waite. Total 7.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders.

Dougherty in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. No. 19, Sub. H. B. No. 63, Sub. H. B. No. 64, H. B. No. 83, respectfully report as follows:

H. B. No. 19, do pass.

Sub. H. B. No. 63, do pass.

Sub. H. B. No. 64, do pass.

H. B. No. 83, be amended in section one by inserting after the words "Section 17" in line numbered 5 of printed bill, the following: "Penalties. Any person who shall practice or teach beauty culture, or act in any capacity wherein registration or license is required, without complying with this Act, shall be guilty of a misdemeanor." That H. B. No. 83, as amended, do pass.

DOUGHERTY, Chairman.

On motion by Dougherty, report adopted.

On motion by Leavitt, House recessed until 2:00 p. m.

AFTERNOON SESSION

House resumed at 2:00 p. m.

Mr. Speaker in the chair.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce the following bills:

By Dellwo: A Bill for an Act entitled: "An Act amending Section 1204 of the Revised Codes of Montana, 1921, relating to the apportionment of common school funds."

By Committee on Fish and Game: A Bill for an Act entitled: "An Act to amend Section 3725 of the Revised Codes of Montana, as amended by Section 25 of Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the possession of game fish, game and non-game birds, game and fur-bearing animals, repealing all Acts and parts of Acts in conflict herewith."

By Committee on Fish and Game: A Bill for an Act entitled: "An Act to amend Section 3718 of the Revised Codes of Montana of 1921, relating to the dumping of refuse in streams or lakes; and repealing all Acts and parts of Acts in conflict herewith."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 99, A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 119 Session Laws of 1927 setting forth the factors to be used in determining the apportionment of the State Equalization Fund," respectfully report as follows: That House Bill No. 99 do not pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 127, A Bill for an Act entitled: "An Act to amend Section 1545 of the Revised Codes of Montana of 1921, providing for the monthly payment to the Montana Soldiers' Home by members and inmates receiving a pension or compensation from the United States Government, for the purpose of establishing a burial and welfare fund and providing for the disposition thereof, and for expulsion in case of non-payment," respectfully report as follows: That House Bill No. 127 do pass.

KRUSE, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 32, (being Crime Commission Bill No. 16, on page 28 of the Crime Commission Report), A Bill for an Act entitled: "An Act relating to the assessment of punishment by a jury in their verdict of guilty to first or second degree murder, and in all other cases by the court, repealing Sections 12027, 12028, 12029, 12030 and 12031 of the Revised Codes of the State of Montana of 1921, being a part of Chapter 27, part 2, of the Penal Code of the State of Montana, entitled 'The Verdict,'" respectfully report as follows: That House Bill No. 32 be amended by striking out all of Section 3, and that when so amended, the bill do pass.

RIGG,
NYQUIST,
ROSS,
LEAVITT,
SAMPLE,
MERRIMAN,
PAULY,
GRAFF,
FINLEN.

Mr. Speaker: We, the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 32, respectfully report as follows: That House Bill No. 32 do not pass.

MEYER,
SCHILLING,
STEWART,
MANNING,
REPLOGLE,
ADAIR.

Moved by Rigg that majority report be adopted.

Moved by Adair, as substitute motion, that minority report be adopted. Motion seconded and carried.

Mr. Speaker: We the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 31, (being Crime Commission Bill No. 20, on page 31 of the Crime Commission Report), a Bill for an Act entitled: "An Act providing that in every criminal action the prosecution may introduce evidence of the criminal record, either oral or written, of the accused", respectfully report as follows: That House Bill No. 31 do not pass.

MEYER,
SCHILLING,
STEWART,
REPLOGLE,
ADAIR,
MERRIMAN,
GRAFF,
FINLEN.

Mr. Speaker: We, the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 31, respectfully report as follows: That House Bill No. 31 be amended by striking out Section 3, and that when so amended it do pass.

RIGG,
NYQUIST,
ROSS,
LEAVITT,
SAMPLE,
MANNING,
PAULY.

Moved by Adair that majority report be adopted.

Substitute motion by Rigg, that minority report be adopted, motion seconded and carried.

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 26, (being Crime Commission Bill No. 21, on page 32 of the Crime Commission Report), A Bill for an Act entitled: "An Act to amend Section 12177 of the Revised Codes of the State of Montana of 1921, being a part of Chapter 40 of part two of the penal code of the State of Montana, relating to who may be witnesses in criminal actions, said Section 12177 relating particularly to when the defendant may be sworn and when he may testify in his own behalf, and providing that his failure to testify may be considered by the court and jury and may be the subject of comment by counsel", respectfully report as follows: That House Bill No. 26 do not pass.

MEYER,
SCHILLING,
STEWART,
REPLOGLE,
ADAIR,
PAULY,
GRAFF,
FINLEN.

Mr. Speaker: We, the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 26 respectfully report as follows: That House Bill No. 26 be amended by striking out Section 3, and that when so amended it do pass.

RIGG,
NYQUIST,
ROSS,
LEAVITT,
SAMPLE,
MERRIMAN,
MANNING.

Moved by Stewart that majority report be adopted.

Substitute motion by Rigg that minority report be adopted, seconded and carried.

MOTIONS AND RESOLUTIONS

Moved by Leavitt, that a member of the House, who is a physician, be designated by the Speaker to accompany the Select Committee, appointed for the purpose of investigating the building requirements at Deer Lodge, Galen and Warm Spring, in an advisory capacity. Motion seconded and carried.

Speaker appointed Doctor Haverfield of Big Horn, to act in such advisory capacity.

On request by Rigg, the Judiciary Committee was granted additional time in which to report on the balance of the crime commission bills, or until Monday, January 26, 1931.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 62, 68, 74, 76, 90, H. J. M. No. 1.

NELSTEAD, Vice-Chairman.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, January 22, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under

consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 53 be concurred in.

Report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 22, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 53, having been read three several times, title agreed to, and concurred in, is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

On motion by Leavitt further communications from Senate considered read at length and Journal so show.

Helena, Montana, January 22, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Judiciary this day, having had under consideration S. B. No. 2, by Duncan, by request, recommends as follows:

That the Bill be amended by adding a Section thereto to be numbered Section 2, as follows:

"Any corporation desiring to comply with the provisions of this Act, shall pay the same fees to the Secretary of State in so doing, as are now required by law of corporations seeking to extend the term of their corporate existence."

That the Bill be further amended by renumbering Sections 2 and 3 thereof so as to read "Sections 3 and Section 4", and that as so amended, said Bill do pass.

Report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 22, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

H. B. No. 4, by Leavitt and Dellwo, by request: Committee on Judiciary.

H. B. No. 5, by Leavitt and Dellwo, by request: Committee on Judiciary.

H. B. No. 8, by Leavitt and Dellwo, by request: Committee on Judiciary.

H. B. No. 10, by Leavitt and Dellwo, by request: Committee on Judiciary.

H. B. No. 11, by Leavitt and Dellwo, by request: Committee on Judiciary.

H. B. No. 14, by Leavitt and Dellwo, by request: Committee on Judiciary.

H. B. No. 34, by Leavitt and Dellwo, by request: Committee on Judiciary.

H. B. No. 35, by Leavitt and Dellwo, by request: Committee on Judiciary.

H. B. No. 49, by Cranston: Committee on Counties and Towns.

H. B. No. 57, by Stewart, by request: Committee on Judiciary.

H. B. No. 58, by Stewart, by request: Committee on Judiciary.

H. B. No. 59, by Stewart, by request: Committee on Judiciary.

H. B. No. 60, by Appropriations Committee: Committee on Finance and Claims.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 22, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction of Bills were this day given:

By Husband: A Bill for an Act entitled: "An Act to amend Section 2222. Revised Codes of Montana, 1921, providing for the refunding of any taxes, per centum, and costs paid more than once or erroneously or illegally collected.

By Garber: A Bill for an Act entitled: "An Act to give boards of county commissioners jurisdiction and power to lease real estate acquired by tax deed."

By Garber: A Bill for an Act entitled: "An Act to provide for the Torrens Land Title System."

By Rowland, Fenton, Parkin and Higbie (by request): A Bill for an Act entitled: "An Act relating to abstracters and to the business of abstracting; providing for the creation of a Board of Abstract Examiners, fixing the compensation of its members, and providing for the organization and the operation of the board; defining the qualification of abstracters and requiring their registration; defining registered abstracters; providing for the examination of the applicants by the Board of Abstract Examiners; the issuance of certificates of registration and certificates of authority, and designating the contents of certificates; prescribing the license fee to be paid by the applicant or the abstracter before taking the examination or engaging in business; requiring the filing of a bond, or securities in lieu thereof, and prescribing its form, penalty and amount, designating a seal to be used; granting to the Board of Examiners power to cancel and revoke certificates of registration or of authority; providing for hearing on applications to revoke or cancel, and granting right of appeal from the decisions of the board canceling or revoking certificates; fixing the penalties for the violation of this Act and repealing Sections 4139, 4140, 4142 and 4143, as amended by Chapter 60 of the Laws of the Nineteenth Legislative Assembly; Sections 4144, 4145, and 4146 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith; and excepting from the provisions of this Act any person, firm or corporation holding a valid and subsisting certificate of authority issued pursuant to said Section 4140."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 22, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees this day reported as follows, report adopted:

S. B. No. 9, Committee on Stockgrowing and Grazing: Recommend that the bill do pass.

S. B. No. 3, Committee on Judiciary: Recommend the bill do pass.

House Joint Resolution No. 1, Committee on Labor and Capital: Recommend same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 22, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 21, introduced by Keeley, Campbell and Pauline: A Bill for an Act entitled: "An Act to promote the safety of employees and travelers on common carriers by requiring adequate crews on cars and trains propelled by gas or electricity, or otherwise, and providing penalties for violation thereof." Committee on Railroads and Transportation.

S. B. No. 22, introduced by Plank: A Bill for an Act entitled: "An Act to amend Sections 3681 and 3704 Revised Codes of Montana of 1921, as amended by Chapter 77 of the Laws of 1923 and by Chapter 192 of the Laws of 1925 and by Chapter 59 of the Session Laws of 1927, relating to the open and closed season for fur-bearing animals." Referred to Committee on Fish and Game.

S. B. No. 23, introduced by Survant: A Bill for an Act entitled: "An Act to amend Section 4465 Revised Codes of Montana 1921, as amended by Chapter 95 Acts of 18th Legislative Assembly and by Chapter 54 Acts of 20th Legislative Assembly and by Chapters 38 and 142 Acts of 21st Legislative Assembly, relating to the general and permanent powers of Boards of County Commissioners." Referred to Committee on Counties and Towns.

S. B. No. 24, introduced by Survant: A Bill for an Act entitled: "An Act to validate sales made by Boards of County Commissioners of property acquired by tax deeds." Referred to Committee on Taxation.

Very truly,

J. F. CONE,
Secretary of the Senate.

On request by Sample, Chairman of Select Committee, Nelstead, Brown of Cascade and Sample were excused to make investigation trip.

On motion by Leavitt House adjourned until Friday, January 23, 1931, 11:00 o'clock a. m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

NINETEENTH DAY

House of Representatives,
Helena, Montana, January 23, 1931.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except the following excused: Brown (Cascade), Cranston, Dellwo, Doran, Haverfield, Nelstead, Roll, Sample, Waite, Wilson.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 18th legislative day find same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, report the following bills correctly engrossed: H. B. No. 19, Sub. H. B. No. 63, Sub. H. B. No. 64. and H. B. No. 83.

GREEN, Chairman

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Darlinton: A Bill for an Act entitled: "An Act to amend Section 3703 of the Revised Codes of Montana, 1921, as amended by Chapter 59, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, relating to closed season and bag limit on migratory game birds, and authorizing the Fish and Game Commission to make such changes as shall be necessary to conform to the regulations of the United States Department of Agriculture pertaining to migratory birds named herein."

By Troy: A Bill for an Act entitled: "An Act to make it unlawful for any person, firm, company, association, or corporation doing business in more than one community in this state or in this state and other states to discriminate against a community or communities in this state by charging a higher sale price therein than is charged in other communities in this state or other states after allowing for transportation costs and providing for the prosecution of offenses against this Act and providing penalties therefor."

By Committee on Education: A Bill for an Act entitled: "An Act providing for a budget system for making and controlling estimates, budget expenditures and tax levies by school districts; creating a Board of School Budget Supervisors in each county and prescribing the powers and the duties of such boards; prescribing the duties of school trustees, school clerks and county officers in connection with school budgets, and providing penalties for violations of the provisions of this Act."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 30, (being Crime Commission Bill No. 36, on page 48 of the Crime Commission Report), A Bill for an Act entitled: "An Act to amend Section 11964 of the Revised Codes of the State of Montana of 1921, being a part of Chapter 24 of part 2 of the Penal code of the State of Montana, relating to challenging the jury and as to how challenges shall be tried," respectfully report as follows: That House Bill No. 30 do not pass.

MEYER,
SCHILLING,
STEWART,
REPLOGLE,
LEAVITT,
ADAIR,
MERRIMAN,
GRAFF,
FINLEN.

Mr. Speaker: We the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 30, respectfully report as follows: That House Bill No. 30 be amended by striking out Section 3, and that when so amended, the bill do pass.

RIGG,
NYQUIST,
ROSS,
SAMPLE,
MANNING,
PAULY.

Moved by Adair that majority report be adopted.

Substitute motion by Rigg that minority report be adopted, lost. Motion by Adair seconded and carried:

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 17, (being Crime Commission Bill No. 31, on page 44 of the Crime Commission Report), A Bill for an Act entitled: "An Act relating to the instructions to the jury with reference to the opinions of expert witnesses in criminal trials," recommend that it be amended as follows: That in the title of the bill after the word "in" and before the word "criminal," the words "civil or", be inserted;

That in Section 1, line 16, after the word "any" and before the word "criminal", the words "civil or", be inserted;

That Section 3 be stricken out;

And that when so amended the bill do pass.

RIGG,
STEWART,
NYQUIST,
ROSS,
LEAVITT,
SAMPLE,
ADAIR,
MERRIMAN,
MANNING,
PAULY,
GRAFF,
FINLEN.

Mr. Speaker: We the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 17 recommend that this bill do not pass.

MEYER,
SCHILLING,
REPLOGLE.

Moved by Rigg that majority report be adopted.

Substitute motion by Meyer that minority report be adopted, lost.

Motion by Rigg, duly seconded and carried.

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 38, (being Crime Commission Bill No. 39, on page 52 of the Crime Commission Report), A Bill for an Act entitled: "An Act to amend Section 11960 of the Revised Codes of the State of Montana of 1921, relating to ground of challenge for implied bias, said Section 11960 being a part of Chapter 24, part 2 of the penal code of the State of Montana, entitled 'challenging the jury'", respectfully report as follows: That House Bill No. 38 be amended by striking out all of Section 3, and that when so amended the bill do pass.

RIGG,
NYQUIST,
ROSS,
LEAVITT,
SAMPLE,
MERRIMAN,
MANNING,
PAULY,
GRAFF.

Mr. Speaker: We, the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 38, recommend that House Bill No. 38 do not pass.

MEYER,
SCHILLING,
STEWART,
REPLOGLE,
ADAIR,
FINLEN.

Moved by Rigg that majority report be adopted.

Substitute motion by Meyer that minority report be adopted, lost.

Motion by Rigg that majority report be adopted seconded and carried.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bill correctly enrolled: H. B. No. 1.

The Speaker gave notice that he was about to sign H. B. No. 1, introduced by Moss, Leavitt, Salyerds and Coffee, and thereupon signed same.

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 27, (being Crime Commission Bill No. 41, on page 55 of the Crime Commission Report), A Bill for an Act entitled: "An Act relating to the instructions of the court in civil and criminal actions and providing that, either in written instructions to the jury as to the law or after argument of counsel the judge may comment on the evidence and the testimony and credibility of any witness, and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 27 do not pass.

MEYER,
SCHILLING,
STEWART,
REPLOGLE,
LEAVITT,
ADAIR,
MERRIMAN,
MANNING,
FINLEN.

Mr. Speaker: We, the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 27, respectfully report as follows: That House Bill No. 27 be amended by striking out all of Section 4, and that when so amended it do pass."

RIGG,
NYQUIST,
ROSS,
SAMPLE,
PAULY,
GRAFF.

Moved by Stewart, that majority report be adopted.

Substitute motion by Rigg that minority report be adopted, lost.

Motion by Stewart, duly seconded and carried.

Mr. Speaker: We, your Committee on Labor having had under consideration House Bill No. 65, A Bill for an Act entitled: "An Act to amend Section 1, Chapter 1, Session Laws of 1927 providing for a monthly maintenance allowance for persons receiving vocational rehabilitation and training under the provisions of Section 3044 to 3051 Revised Codes of Montana of 1921 and defining the terms and conditions of such allowance", respectfully report as follows: That House Bill No. 65 do pass.

SAMPLE, Chairman.

On motion by Arnold (Stillwater) that report be adopted, motion carried.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 103, A Bill for an Act entitled: "An Act to amend Chapter 65 of the Laws of the Twenty-first Legislative Assembly relating to the abandonment of school districts," recommend that the same do not pass, but that Substitute House Bill No. 103, A Bill for an Act entitled: "An Act to amend Section 970 of the Revised Codes of Montana, 1921, as amended by Chapter 65 of the Session Laws of the Twenty-first Legislative Assembly, relating to the abandonment of school districts", do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 73, introduced by Leavitt and Nelstead, the same being a Bill for an Act entitled: "An Act to provide for the appointment of a taxation and consolidation commission of the State of Montana; defining its powers and duties and making an appropriation therefor", do hereby recommend that said House Bill No. 73, be amended as follows:

In Section One, line 14, strike out the words "who shall serve without compensation" and insert in lieu thereof "who shall receive a per diem not to exceed ten dollars per day each and actual expenses in attending regularly called meetings of the commission."

In Section Two, line 27, after the word "certain" and before the word "County" insert the word "State."

In Section Two, line 1, page 2, of said bill, insert after the word "secured" the words, "and for the purposes of this Act, any state, institutional, county or municipal officer or department, shall furnish to said commission such information relative to his office or department, including the method and cost of the operation thereof, as the commission may from time to time require or demand."

In Section Two, line 7, page 2, of said bill, strike the words "as would" and insert in lieu thereof the words "and state institutions as will tend to."

In Section Two, line 9, page 2, of said bill, strike out the word "recommendation" after the word "make" and insert the word "recommendations."

In Section Three, line 15, page 2, of said bill, strike out the word "compensation" and insert the word "compensations."

In Section Three, line 22, page 2, of said bill, strike out the word "with" after the word "subjects."

In Section Four, line 19, page 2, of said bill, insert after the word "hearings" the words "when, where and."

In Section Five, line 27, page 2, of said bill, strike out "five thousand (\$5,000.00)" and insert "twenty thousand (\$20,000.00)," and as amended, your Committee recommends that the bill do pass, but in view of the fact that the said bill carried an appropriation, the Committee recommends that it be re-referred to the Committee on Appropriations.

SALYERDS, Chairman.

On motion by Salyerds, report adopted.

Mr. Speaker: We, your Committee on Horticulture, having had under consideration House Bill No. 96, introduced by Committee on Horticulture, A Bill for an Act entitled: "An Act to fix the standard grades of apples, defining same; the standard size of apple box; regulating the sale of apples; providing for marking of containers and providing penalties for violation thereof, and repealing Chapter 276 of the Revised Codes of Montana 1921 as amended by Chapter 118 of the Session Laws of 1923 and Chapter 81 of the Session Laws of 1925", respectfully report as follows; That House Bill No. 96 do pass.

ROLL, Chairman.

On motion by Roll, report adopted.

Mr. Speaker: We, your Committee on Horticulture, having had under consideration House Bill No. 97, introduced by Committee on Horticulture, A Bill for an Act entitled: "An Act to regulate the sale of, and to fix standard grades of farm products, to provide for inspection, branding and labeling thereof; defining certain terms; conferring certain powers upon the commissioner of agriculture, and fixing penalties for the violation thereof, and declaring an emergency", respectfully report as follows: That House Bill No. 97 do pass.

ROLL, Chairman.

On motion by Roll, report adopted.

Mr. Speaker: We, your Committee on Horticulture, having had under consideration House Bill No. 98, introduced by Committee on Horticulture, A Bill for an Act entitled: "An Act defining, licensing and regulating dealers in wholesale products as herein defined; defining the words "produce", "individual", and "commissioner"; outlining the procedure to obtain a license; providing for the date of expiration of license, the amount, and the posting thereof; fixing the amount of bonds and defining the conditions thereof; providing for filing of commission schedules, the keeping of records and the report to shippers by dealers; providing for appeals from actions of the commissioner and how appeals may be taken; providing for handling money received from license fees; imposing certain duties and conferring certain powers upon the commissioner of agriculture and prescribing penalties for violation of this Act", respectfully report as follows: That House Bill No. 98 be amended as follows: In Section 1, line 9, by inserting after the word "selling" the following: "any produce as herein defined."

After Section 2 add the following: Section 3. The term "produce" as used in this Act shall mean and include the natural products of the farm, the natural products of the orchard, vineyard, garden and apiary, raw and manufactured; except grains, dairy products and livestock other than veal.

(a) The term "person" shall mean an individual, and group of persons, exchange, firm, co-partnership, corporation or association.

(b) The term "Commissioner" shall mean the Commissioner of Agriculture of the State of Montana.

Section 4. License to engage in the business of a dealer at,
And as so amended, do pass.

DOUGHERTY, Vice-Chairman.

On motion by Dougherty, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 93, A Bill for an Act entitled: "An Act to amend Section 105 of Chapter 60 of the Session Laws of 1927, relating to preservation and record of securities by the State Treasurer," respectfully report as follows: That House Bill No. 93 do pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 125, A Bill for an Act entitled: "An Act relating to certain stocks, bonds, securities, personal property, and effects now in the hands and control of the State Treasurer, belonging to escheated estates, and providing for the disposal of same", respectfully report as follows: That House Bill No. 125 do pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 126, A Bill for an Act entitled: "An Act relating to a certain erroneous transfer made by the State Board of Land Commissioners and the State Board of Examiners from the escheated estates fund to the common school permanent fund, and authorizing the State Treasurer to transfer funds in accordance with the provisions of this Act", respectfully report as follows: That House Bill No. 126 do pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND
SECOND READING OF SAME

The following bills were introduced, read first and second times, and referred to committees:

H. B. No. 133, by Woodcock, Gordon, Troy, Stewart, Rigg, Benjamin, Roll, Ross, Adair, Buck and Hodgskiss: A Bill for an Act entitled: "An Act to appropriate money for the erection of a memorial commemorating the exploration of the Lewis and Clark Expedition, and authorizing the commission to administer the appropriation therein provided." Committee on State Institutions, Public Buildings and Grounds.

H. B. No. 134, by Salyerds and Roll: A Bill for an Act entitled: "An Act to amend Sections 3, 9, 10 and 11 of Chapter 127, of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to barber apprentices, the powers and duties of the Board of Barber Examiners, regulations for schools of barbering, providing penalties for violations of this Act and the issuing of permits prior to examination with specific exemption of persons trained by the State Board of Civilian Rehabilitation." Committee on Public Health and Sanitary Affairs.

H. B. No. 135, by Meyer: A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 154, Session Laws of Montana 1923, as amended by Chapter 103, Session Laws of Montana 1925, and amended by Chapter 141, Session Laws of Montana 1929, relating to the authority of the Board of Railroad Commissioners of the State of Montana to supervise transportation companies." Committee on Railroads and Transportation.

H. B. No. 136, by Fish and Game Committee: A Bill for an Act entitled: "An Act to amend Section 3725 of the Revised Codes of Montana, as amended by Section 25 of Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the possession of game fish, game and non-game birds, game and fur-bearing animals, repealing all Acts and parts of Acts in conflict herewith." Committee on Fish and Game.

H. B. No. 137, by Fish and Game Committee: A Bill for an Act entitled: "An Act to amend Section 3718 of the Revised Codes of Montana of 1921, relating to the dumping of refuse in streams or lakes; and repealing all Acts and parts of Acts in conflict herewith." Committee on Fish and Game.

H. B. No. 138, by Replogle, Manning, Merriman, Meyer and Rigg: A Bill for an Act entitled: "An Act to amend Section 8990 of the Revised Codes of 1921, and permitting any practicing attorney and counselor-at-law in the State of Montana to see any person or persons restrained of their liberty when requested to do so by any friend of the person so restrained, and permitting said attorney at law to see and consult such person so imprisoned, alone and in private at the jail or other place of custody, and increasing the penalty for a violation of this section to five hundred dollars." Committee on Judiciary.

H. B. No. 139, by Troy: A Bill for an Act entitled: "An Act providing that County Treasurers shall be Deputy Registrars of Motor Vehicles for the purpose of receiving, receipting for and remitting registration fees on motor vehicles." Committee on Townships and Counties.

H. B. No. 140, by Fairgrieve: A Bill for an Act entitled: "An Act to impose certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in through sale, barter or exchange of cigars, cheroots, stogys, cigarettes, manufactured tobacco and snuff sold and/or distributed by any person, firm, association, joint stock company, syndicate or corporation in this state, and to provide methods and penalties for its enforcement, and to appropriate the revenues derived from this tax to the general fund of the state." Committee on Revenues and Taxation.

On motion by Leavitt, seconded and carried, House recessed until 2:00 p. m.

AFTERNOON SESSION

House resumed pursuant to recess.

Mr. Speaker in the chair.

Moved by Leavitt that House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

CONSIDERATION OF GENERAL ORDERS

Fairgrieve of Carbon in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

"Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. No. 91, House Joint Memorial No. 2, House Joint Resolution No. 2, H. B. Nos. 66 and 78, respectfully report as follows:

That H. B. No. 91, do pass.

H. J. M. No. 2, be amended by adding the word "and" after the semicolon in line 17 of printed bill; that H. J. M. No. 2, as amended, be adopted.

H. J. R. No. 2, adopted.

H. B. No. 66, do pass.

H. B. No. 78, do pass.

FAIRGRIEVE, Chairman."

On motion by Fairgrieve, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Curran of Roosevelt in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

"Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. No. 79, 80, 81, 84, 88, respectively report as follows:

That H. B. No. 80, do pass.

H. B. No. 81, do pass.

H. B. No. 84, do pass.

H. B. No. 88, do pass.

H. B. No. 79, be amended as follows: "Amend section one, lines 11 and 12 by striking the words "commissioners of the county"; amend section two, in line 10 thereof by inserting after the word "county" the words "provided that nothing therein shall be construed to prevent friends and relatives of any deceased from taking charge of the deceased and providing for burial thereof without any public or county expense;

Amend H. B. No. 79 by striking section four. That H. B. No. 79, as amended, do pass. Curran, Chairman." On motion by Curran, report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 62, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chap-

man, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hansen, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nyquist, O'Connell, O'lay, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson, (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Brown (Cascade), Buck, Dellwo, Freed, Goodwin, Haverfield, Minnick, Nelstead, Porter, Roll, Salyerds, Sample, Tinsley, Troy, Waite. Total, 15.

H. B. No. 68, introduced by Spangler, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hansen, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Buck, Doran, Freed, Goodwin, Porter, Quamme, Replogle, Salyerds, Sample, Tinsley, Troy. Total 11.

Absent and not voting: Brown (Cascade), Dellwo, Haverfield, McFarland, Minnick, Nelstead, Roll, Waite. Total 8.

H. B. No. 74, introduced by Rigg, Adair, Finlen, Graff, Manning, Merriman, Meyer, Nyquist, Pauly, Replogle, Ross, Schilling, and Stewart by request; having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dunn, Ekegren, Erickson, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Phillips), Hansen, Henderson, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Rigg, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, Andrew, Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Mr. Speaker. Total 72.

Noes: Fairgrieve, Haight, Hamilton (Musselshell), Hodgskiss, Kruse, McFarland, Morris, Rolph, Ueland, R. R., Wilson, Woodcock. Total 11.

Absent and not voting: Brown (Cascade), Buck, Dellwo, Doran, Dougherty, Freed, Goodwin, Haverfield, Minnick, Nelstead, Porter, Replogle, Roll, Sample, Salyerds, Tinsley, Troy, Waite. Total 18.

H. B. No. 76, introduced by Rigg, Adair, Finlen, Graff, Manning, Merriman, Meyer, Nyquist, Pauly, Replogle, Ross, Sample, Schilling and Stewart by request, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight,

Hamilton (Musselshell), Hamilton (Phillips), Hanson Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, Andrew, Ueland, R. R.; Vollmer, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Brown (Cascade), Buck, Dellwo, Doran, Dougherty, Freed, Goodwin, Haverfield, Minnick, Nelstead, Porter, Replogle, Roll, Salyerds, Sample, Tinsley, Troy, Waite, Willard. Total 19.

H. B. No. 90, introduced by Moss, Leavitt, Salyerds and Coffee, having been read three several times, title and history agreed upon, was passed by the following vote :

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Rigg, Ross, Ryder, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, R. R., Ueland, Andrew, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Brown (Cascade), Buck, Dellwo, Doran, Freed, Goodwin, Haight, Haverfield, Lillis, Minnick, Nelstead, Porter, Replogle, Roll, Rolph, Salyerds, Sample, Schilling, Tinsley, Troy, Vollmer, Waite. Total 22.

H. J. M. No. 1, introduced by Hamilton of Musselshell, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Murphy, Nyquist, O'Connell, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Brown (Cascade), Buck, Dellwo, Doran, Freed, Goodwin, Haverfield, Logan, Minnick, Moss, Nelstead, O'Day, Porter, Roll, Salyerds, Sample, Stewart, Tinsley, Troy, Waite. Total 20.

H. B. No. 19, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Coffee, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Gordon, Graff, Green, Haight, Hanson, Henderson, Hodgskiss, Knight, Kruse, Leavitt, Logan, Manning, McCormack, Merriman, Metlen, Miller, Murphy, Nyquist, Pappin, Parker, Pauly, Quamme, Rigg, Rolph, Ross, Ryder, Sheffer, Stewart,

Swope, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Woodcock, Mr. Speaker. Total 52.

Noes: Adair, Benjamin, Casey, Chapman, Cooney, Cranston, Finlen, Grabow, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Jarrett, Lewis, Martin, Mason, McDermott, McFarland, Meyer, Morris, O'Connell, Replogle, Schilling, Southmayd, Spangler, Sullivan, Vollmer, Watson (Missoula), Wilson. Total 28.

Absent and not voting: Brown (Cascade), Buck, Dellwo, Doran, Freed, Goodwin, Haverfield, Lillis, Minnick, Moss, Nelstead, O'Day, Porter, Roll, Salyerds, Sample, Shannon, Tinsley, Troy, Waite, Willard. Total 21.

Sub. H. B. No. 63, introduced by Committee on Insurance, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Murphy, Nyquist, O'Connell, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None

Absent and not voting: Brown (Cascade), Buck, Dellwo, Doran, Freed, Goodwin, Haverfield, Lillis, Martin, Minnick, Moss, Nelstead, O'Day, Porter, Roll, Salyerds, Sample, Shannon, Tinsley, Troy, Waite. Total 22.

Sub. H. B. No. 64, introduced by Committee on Insurance, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dunn, Ekegren, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nyquist, O'Connell, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, R. R., Ueland, Andrew, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Brown (Cascade), Buck, Dellwo, Doran, Erickson, Freed, Goodwin, Haverfield, Minnick, Nelstead, Porter, O'Day, Roll, Salyerds, Sample, Tinsley, Troy, Vollmer, Waite, Willard. Total 21.

H. B. No. 83, introduced by Stewart, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold, (Stillwater), Bechtel, Benjamin, Blewett, Brown, (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nyquist, O'Connell, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Sheffer,

Southmayd, Stewart, Sullivan, Swope, Ueland, Andrew; Ueland, R. R.; Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total, 79.

Noes: McFarland. Total 1.

Absent and not voting: Brown (Cascade), Buck, Dellwo, Doran, Freed, Goodwin, Haverfield, Minnick, Nelstead, Porter, O'Day, Roll, Sal-yerds, Sample, Shannon, Spangler, Tinsley, Troy, Vollmer, Waite, Willard. Total 21.

On request by Leavitt, House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Committee on Insurance: A Bill for an Act entitled: "An Act amending Section 6136 of the Revised Codes of Montana 1921, relating to insurance companies, defining classes of insurance and limitation of risk, and repealing all Acts and parts of Acts in conflict herewith."

By Ryder: A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Russel O. Hagen as compensation or as a pension for injuries received while on duty in the service of the State of Montana as a private in Company E, 163rd Infantry, Montana National Guard, and providing for the method of paying the same."

By Committee on Dairying: A Bill for an Act entitled: "An Act to amend Sections 4, 9, 22, 30, and 46 of Chapter 93 of the Session Laws of the Twenty-first Legislative Assembly of Montana of 1929, and to add to said Act thirteen new sections, numbered 25A, 26A, 26B, 33A, 33B, 59, 60, 61, 62, 63, 64, 65, 66, said amendments and new sections relating to the following subjects: The regulation of the business, sanitary inspection and operation of creameries, butter and cheese factories, milk and cream receiving stations and ice cream factories: The definition of terms, including the defining of butter, cheese and ice cream of different varieties, the definition of creameries, cheese factories, ice cream factories and milk and cream buying and collecting stations; regulating the collection and handling of milk and cream and the operation of milk and cream routes; regulating the operation of milk and cream stations; defining the duties of railroad and other carriers, their employees and agents in respect to the rendering of assistance to the dairy department of the state; regulating the issuance of checks in payment for milk or cream; establishing standard butter and cheese measure and regulating butter and cheese containers; prohibiting the use of certain substitutes for dairy products in state institutions; providing for the condemnation of unfit dairy products; requiring the pasteurization of materials used in the manufacture of ice cream and the posting of certain notices in places where ice cream is sold; establishing grade requirements for milk or cream purchased for the manufacture of dairy products; regulating the making of cream tests; prohibiting the use of tobacco in certain places where cream is handled; regulating the licensing, examination and employment of cream graders, weighers and samplers; requiring the posting of prices of butter fat by certain buyers thereof; providing penalties for the violation of several provisions of this Act and repealing all Acts or parts of Acts in conflict herewith."

By Watson: A Bill for an Act entitled: "An Act providing for the cancellation of certain brands when two or more brands are in such conflict as to raise the question of ownership of livestock, providing procedure therefor and further providing for the elimination of conflicting brands at time of re-recording and repealing all Acts or parts of Acts in conflict herewith."

By Hodgskiss, Ross and Arnold of Rosebud: A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaging in or carrying on the business of distributing to the public within this state natural gas, not produced within this state, or engaged in the business of owning, con-

trolling, managing, leasing, or operating within this state any system or plant for the distribution of natural gas, not produced within this state, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana: fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act."

By Hodgskiss, Ross and Arnold of Rosebud: A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaged in carrying on within this state the business of owning, controlling, managing, leasing or operating any well or wells from which natural gas is produced, or the business of owning, controlling, managing, leasing, or operating a pipe line or pipe lines for the transportation or carriage of natural gas, whether for public hire or not, or the business of obtaining, acquiring, purchasing or controlling the acquisition or purchase of natural gas for the purpose of selling, furnishing or delivery of said natural gas to any other person or persons, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act."

By Graff: A Bill for an Act entitled: "An Act amending Section 4 of Chapter 171 and Section 3 of Chapter 181, Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the registration of motor vehicles, and providing penalties for failure to make application for registration."

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 48, 85, 89, 111, 112.

NYQUIST, Chairman.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

January 22, 1931.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 75: A Bill for an Act entitled: "An Act to provide for the codification of the Revised Codes of Montana of 1933; authorizing the appointment of a Code Commissioner, specifying his powers and duties, fixing his compensation and making a supplemental appropriation of money for said purpose." Respectfully reported as follows: That H. B. No. 75, do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 107: A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance and other purposes, as designed herein, for certain state departments, boards, bureaus and commissions for the period beginning July 1, 1931, and ending June 30, 1933." Respectfully reported as follows: That H. B. No. 107, be amended as follows: By striking out lines 17, 18, 19, 20, 21, 22, 23 and 24 of page 5, which read as follows: "Emergency Fund, from the General Fund, When in the judgment of the Board of Examiners it is declared that an emergency exists and that all funds from other sources are exhausted, the Board of Examiners may authorize the payment for such emergency, or so much thereof as may be necessary not to exceed the sum of twenty-five thousand dollars (\$25,000.00)", and as amended, do pass.

LOGAN, Chairman.

On motion by Logan report adopted.

MOTIONS AND RESOLUTIONS

Moved by Leavitt, that the members of the House of Representatives of the 22nd Legislative Assembly of the State of Montana extend a rising vote of thanks to the Helena Commercial Club and the Montana Club for the splendid entertainment at the Montana Club Thursday evening, January 22, 1931, and that this expression of appreciation be spread at length upon the House Journal and a copy thereof be sent by the Clerk to the Helena Commercial Club and the Montana Club. Motion carried by a rising vote.

On motion by Leavitt the House adjourned until Saturday, January 24, 1931, at 10:30 A.M.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTIETH DAY

House of Representatives
Helena, Montana, January 24, 1931.

House convened at 10:30 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except the following, excused: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Haverfield, Meyer, Minnick, Nelstead, O'Day, Porter, Roll, Waite, Wilson, Troy.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 19th legislative day, find the same to be correct.

EKEGREN, Chairman.

Report adopted.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bill No. 53.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign House Bill No. 53, and thereupon signed the same.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Willard: A Bill for an Act entitled: "An Act to amend Section 2917 of the Revised Codes of Montana for 1921 as amended by Chapter 177 of the Session Laws of 1929, relating to medical and hospital services to be furnished by the Industrial Accident Board."

By Southmayd: A Bill for an Act entitled: "An Act making an appropriation of money for the operation and maintenance of the State Board of Medical Examiners for the period beginning July 1, 1931, and ending June 30, 1933."

By Mason, Adair and Stewart: A Bill for an Act entitled: "An Act to appropriate money from the Industrial Accident Fund of the State of Montana for the payment of the compensation claim of Charlotte H. Barnes, which claim was disallowed by the Industrial Accident Board because it was not presented within six months from the date of the happening of the accident."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 20 (being Crime Commission Bill No. 34, page 46 of the Crime Commission Report), A Bill for an Act entitled: "An Act to amend Section 11804 of the Revised Codes of the State of Montana of 1921, relating to the amendment of indictments or informations": Respectfully report as follows: That House Bill No. 20 be amended by striking out Section 3, and when so amended, do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 132: A Bill for an Act entitled: "An Act to provide for the validation of certain instruments affecting real property, which do not contain the Post Office address of the grantee, mortgagee, or assignee of the mortgagee, as the case may be, which have heretofore been recorded in the State of Montana and the record thereof and providing that duly certified copies of the record thereof may be read in evidence": Respectfully report as follows: That House Bill No. 132 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 136: A Bill for an Act entitled: "An Act to amend Section 3725 of the Revised Codes of Montana, as amended by Section 25 of Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the possession of game fish, game and non-game birds, game and fur-bearing animals; repealing all Acts and parts of Acts in conflict herewith": Respectfully report as follows: That House Bill No. 136 do pass.

ARNOLD, Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 137: A Bill for an Act entitled: "An Act to amend Section 3718 of the revised Codes of Montana of 1921, relating to the dumping of refuse in streams or lakes and repealing all Acts and parts of Acts in conflict herewith": Respectfully report as follows: That House Bill No. 137 do pass.

ARNOLD, Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 114: A Bill for an Act entitled: "An Act to amend Section 715, 716, and Section 717 as amended by Chapter 151 Session Laws 1923, relating to voting by absent voters and to extend the provisions thereof to persons incapacitated by age, sickness or injuries": Respectfully report as follows: That H. B. No. 114 do pass.

A. UELAND, Chairman.

On motion by A. Ueland, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE

The following communications were received from the Senate:

Helena, Montana, January 23, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 4 do pass.

That H. J. R. No. 1 be concurred in.

Report adopted.

Very truly,
J. F. CONE, Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Helena, Montana, January 23, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction of Bills were this day given:

By Gilboe: A Joint Resolution memorializing Congress to enact a tariff on oil and its refined products, and to provide further relief for the oil industry.

By Survant, Larson and Campbell: A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana, of an amendment to Section 1 of Article 12 of the Constitution of the State of Montana relating to revenue and taxation; providing for the levy, collection and distribution of taxes upon the incomes of persons, firms and corporations."

By Jergensen: A Bill for an Act entitled: "An Act to amend Section 40 of Chapter 93 of the Laws of the Twenty-first Legislative Assembly having to do with the license fees for persons, firms, or corporations selling, exchanging or offering for sale, or having in possession with intent to sell oleomargarine, imitation or filled cheese, or any substitute for any dairy product made from milk or cream."

Very truly,
J. F. CONE, Secretary of the Senate.

Helena, Montana, January 23, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 25, by Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act relating to irrigation districts, authorizing and empowering irrigation districts and the commissioners thereof to contract with the United States for a loan of money under any Act of Congress permitting such loan; to create a sinking fund and invest the surplus thereof; to create liens against district lands and the irrigation system; to surrender the control, operation and maintenance of the district in case of default in payments to the United States; to authorize and empower the County Treasurer to cancel and surrender irrigation district bonds; and relating to the procedure to be followed in contracting with the United States." Committee on Irrigation & Water Rights.

S. B. No. 26, by Garber: A Bill for an Act entitled: "An Act to give Boards of County Commissioners jurisdiction and power to lease real estate acquired by tax deed." Committee on Counties & Towns.

Very truly,
J. F. CONE, Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following Bill was this day introduced, read first and second times and referred to committee:

H. B. No. 141, by Committee on Insurance: A Bill for an Act entitled: "An Act amending Section 6136 of the Revised Codes of Montana 1921, relating to insurance companies, defining classes of insurance and limitations of risk, and repealing all Acts and parts of Acts in conflict herewith." Committee on Insurance.

The following bill was introduced, read first and second times at length and referred to committee:

H. B. No. 142, by Ryder: A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Russel O. Hagen as compensation or as a pension for injuries received while on duty in the service of the State of Montana as a private in Company E, 163rd Infantry, Montana National Guard, and providing for the method of paying the same." Committee on Appropriations.

The following bills were introduced, read first and second times and referred to committees:

H. B. No. 143, by Darlington: A Bill for an Act entitled: "An Act to amend Section 3703 of the Revised Codes of Montana, 1921, as amended by Chapter 59, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, relating to closed season and bag limits on migratory game birds, and authorizing the Fish and Game Commission to make such changes as shall be necessary to conform to the regulations of the United States Department of Agriculture pertaining to migratory birds named herein." Committee on Fish and Game.

H. B. No. 144, by Replogle, Manning, Merriman, Meyer, Rigg: A Bill for an Act entitled: "An Act to amend Section 9256 of the Revised Codes of 1921 permitting the attachment of the interests of any person to which they are then entitled or may become entitled upon distribution in the estate of any deceased person or persons, and permitting said attachment to be made at any time after the granting of letters testamentary or letter of administration." Committee on Judiciary.

H. B. No. 145, by Replogle, Manning, Merriman and Meyer: A Bill for an Act entitled: "An Act to amend Section 8993, providing for the settlement with a party, after an attorney has appeared, and providing for the payment of any judgment or settlement with said party by payment to said party in lawful money of the United States, payable to the party and the attorney jointly, unless waived by the attorney in writing, and providing for attorney's lien as specified in this section for the Industrial Accident Board of the State of Montana." Committee on Workmen's Compensation.

H. B. No. 146, by Watson of Meagher: A Bill for an Act entitled: "An Act providing for the cancellation of certain brands when two or more brands are in such conflict as to raise the question of ownership of livestock, providing procedure therefor and further providing for elimination of conflicting brands at the time of re-recording and repealing all Acts or parts of Acts in conflict herewith." Committee on Livestock and Public Ranges.

H. B. No. 147, by Committee on Education: A Bill for an Act entitled: "An Act providing for a budget system for making and controlling estimates, budget expenditures and tax levies by school districts; creating a Board of School Budget Supervisors in each county and prescribing the powers and the duties of such boards; prescribing the duties of school trustees, school clerks and county officers in connection with school budgets, and providing penalties for violations of the provisions of this Act." Committee on Education.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Arnold of Stillwater in the chair.

Committee arose.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 23, 28, 33, 41, 48, 50, 61, respectfully report as follows: That H. B. No. 23, do pass. H. B. No. 28, do pass. H. B. No. 33, that enacting clause be stricken. H. B. No. 41, do pass. H. B. No. 48, consideration passed for the day. H. B. No. 50, amend Section 1, line 32, of the printed bill, by inserting the word "from" after the word "County"; amend section 1, page 3, line 64, of printed bill, by inserting after the word "established" the following: "or which may be hereafter established"; further consideration passed temporarily. H. B. No. 61, do pass.

ARNOLD, Chairman.

On motion by Arnold, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. Nos. 66, 78, 80, 81, 84, 88, 91, H. J. R. No. 2.

GREEN, Chairman.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. Nos. 17, 26, 31, 93, 96, 97, 108, 126, 127, Sub. H. B. No. 103.

NYQUIST, Chairman.

House reverted to Order of Business No. 7.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second time, and referred to committees:

H. B. No. 148, by Hodgskiss, Ross and Arnold of Rosebud: A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaging in or carrying on the business of distributing to the public within this state natural gas, not produced within this state, or engaged in the business of owning, controlling, managing, leasing, or operating within this state any system or plant for the distribution of natural gas, not produced within this state, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana: fixing the amount of such license fees; prescribing a method for the assessment and collection thereof: and prescribing penalties for violations of the provisions of this Act." Committee on Revenue and Taxation.

H. B. No. 149, by Hodgskiss, Ross and Arnold of Rosebud: A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaged in carrying on within this state the business of owning, controlling, managing, leasing or operating any well or wells from which natural gas is produced, or the business of owning, controlling, managing, leasing, or operating a pipe line or pipe lines for the transportation or carriage of natural gas, whether for public hire or not, or the business of obtaining, acquiring, purchasing or controlling the acquisition or purchase of natural gas for the purpose of selling, furnishing or delivery of said natural gas to any other person or persons, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana: fixing the amount of such license fees: prescribing a method for the assessment and collection thereof: and prescribing penalties for violations of the provisions of this Act." Committee on Revenue and Taxation.

H. B. No. 150, by Committee on Dairying: A Bill for an Act entitled: "An Act to amend Sections 4, 9, 22, 30 and 46 of Chapter 93 of the Session

Laws of the Twenty-first Legislative Assembly of Montana of 1929, and to add to said Act thirteen new sections, numbered 25A, 26A, 26B, 33A, 33B, 59, 60, 61, 62, 63, 64, 65, and 66, said amendments and new sections relating to the following subjects: The regulation of the business, sanitary inspection and operation of creameries, butter and cheese factories, milk and cream receiving stations and ice cream factories: The definition of terms, including the defining of butter, cheese and ice cream of different varieties, the definition of creameries, cheese factories, ice cream factories and milk and cream buying and collecting stations: regulating the collection and handling of milk and cream and the operation of milk and cream routes: regulating the operation of milk and cream stations: defining the duties of railroads and other carriers, their employees and agents in respect to the rendering of assistance to the dairy department of the state: regulating the issuance of checks in payment for milk or cream: establishing standard butter and cheese measure and regulating butter and cheese containers: prohibiting the use of certain substitutes for dairy products in state institutions: providing for the condemnation of unfit dairy products: requiring the pasteurization of materials used in the manufacture of ice cream and the posting of certain notices in places where ice cream is sold: establishing grade requirements for milk or cream purchased for the manufacture of dairy products: regulating the making of cream tests: prohibiting the use of tobacco in certain places where cream is handled: regulating the licensing, examination and employment of cream graders, weighers and samplers: requiring the posting of prices of butter fat by certain buyers thereof: providing penalties for the violation of several provisions of this Act and repealing all Acts or parts of Acts in conflict herewith." Committee on Dairying.

On request by Leavitt, the House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

On motion by Brown of Gallatin H. B. No. 111 was recalled from General Orders and re-referred to Committee on Judiciary.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

McCormack of Flathead in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 50, 89, 100, 106, respectfully report: That H. B. No. 50 be amended as follows: Amend section one by striking out the words "Granite County" in lines 31 and 32 of the printed bill and inserting in lieu thereof the following: "that portion of Granite County lying South and West of the Deer Lodge River"; amend Section two, page four, line 23, of the printed bill by inserting between the words "The" and "ranges" the following: "range line between"; amend section two by inserting in line 21 after the word "Blaine" the word "Teton"; amend section two, by striking out in line 21 the words "within all that portion of Fergus County"; all of line 22 be stricken out; line 23 be stricken out except the words "also all of Glacier"; and inserting in lieu thereof the word "Fergus" after the word "Valley" in line 21; amend H. B. No. 50 by adding a new section to be known as "Section 3. All Acts and parts of Acts in conflict herewith are hereby repealed." That H. B. No. 50, as amended, do pass.

H. B. No. 89, do pass. H. B. No. 100, consideration passed for the day. H. B. No. 106, do pass.

McCORMACK, Chairman.

Moved by McCormack that the report be adopted.

Moved by Fairgrieve, as substitute motion, that the report on H. B. No. 89 be segregated from the Committee of the Whole report and that roll call be made thereon.

Motion seconded and carried.

On roll call motion to segregate H. B. No. 89 lost by the following vote:

Ayes: Budas, Burke, Cooney, Cranston, Ekegren, Fairgrieve, Freed, Hagestad, Haight, Knight, Leavitt, Manning, McFarland, Merriman, Metlen, Miller, Morris, Replogle, Schilling, Sullivan, Watson (Missoula). Total 21.

Noes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Casey, Chapman, Coffee, Cole, Curran, Darlinton, Dougherty, Dunn, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Hodgskiss, Jarrett, Kruse, Lewis, Lillis, Logan, Martin, Mason, McCormack, McDermott, Moss, Nyquist, O'Connell, Pappin, Parker, Pauly, Quamme, Rigg, Rolph, Ross, Ryder, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Wilson, Woodcock, Mr. Speaker. Total 59.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Haverfield, Henderson, Meyer, Minnick, Nelstead, Murphy, O'Day, Porter, Roll, Salyerds, Sample, Troy, Waite, Willard. Total 21.

Report of Committee of the Whole adopted on motion by McCormack.

On request of Arnold of Stillwater, House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Arnold of Stillwater that H. B. No. 137 be recalled from the Printing Committee and re-referred to the Committee on Fish and Game. Motion seconded and carried.

Moved by Leavitt that the House recess until two o'clock this afternoon. Motion seconded and carried.

AFTERNOON SESSION

House resumed pursuant to recess at 2:00 p.m.

Mr. Speaker in the Chair.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Merriman: A Bill for an Act entitled: "An Act to appropriate money from the Industrial Accident Fund of the State of Montana for payment of compensation on the claim of Mrs. Howard Danford, which claim was disallowed by the Industrial Accident Board because it was not presented within six (6) months following the date of the accident resulting in the death of her husband, Howard Danford."

By Rigg and Ross: A Bill for an Act entitled: "An Act amending Section 11388 of the Revised Codes of the State of Montana, relating to the crime of receiving stolen property, providing for the punishment of the same, and providing that the jurisdiction for such crime shall be in any county into which such property may be brought."

By Graff, Adair, Ross and Replogle: A Bill for an Act entitled: "An Act to amend Section 8894 of the Revised Codes of Montana of 1921, relating to the excusing of jurors by the court and providing procedure in connection therewith."

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 23, 28, 41, 106.

Report adopted.

GREEN, Chairman.

THIRD READING OF HOUSE BILLS

H. B. No. 66, introduced by Graff, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Melten, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson, (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Fairgrieve, Graff, Haverfield, Knight, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Porter, Roll, Salyerds, Sample, Troy, Vollmer, Waite, Willard. Total 24.

H. B. No. 78, introduced by Stewart, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Freed, Haverfield, McCormack, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Porter, Roll, Salyerds, Sample, Troy, Vollmer, Waite, Willard. Total 23.

H. B. No. 80, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Green, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Haverfield, Knight, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Porter, Roll, Ryder, Salyerds, Sample, Troy, Vollmer, Waite, Willard. Total 23.

H. B. No. 81, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Pauly, Quamme, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock. Total 75.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Dougherty, Doran, Haverfield, Lillis, Metlen, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Porter, Replogle, Roll, Salyerds, Sample, Troy, Vollmer, Waite, Willard, Mr. Speaker. Total 26.

H. B. No. 84, introduced by Stewart by request, having been read three several times, title and history agreed upon, was passed by the following vote :

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Pauly, Quamme, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock. Total 76.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Dougherty, Haverfield, Metlen, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Porter, Replogle, Roll, Salyerds, Sample, Troy, Vollmer, Waite, Willard, Mr. Speaker. Total 25.

H. B. No. 88, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock. Total 78.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Haverfield, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Porter, Roll, Ryder, Salyerds, Sample, Troy, Vollmer, Waite, Willard, Mr. Speaker. Total 23.

H. B. No. 91, introduced by Buck, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Finlen, Haverfield, McCormack, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Porter, Roll, Ross, Ryder, Salyerds, Sample, Troy, Vollmer, Waite, Willard. Total 25.

H. J. R. No. 2, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown, (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: Hamilton (Musselshell). Total 1.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Haverfield, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Porter, Roll, Salyerds, Sample, Troy, Vollmer, Waite, Willard. Total 21.

H. B. No. 23, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Pauly, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Quamme, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Hamilton (Musselshell), Replogle. Total 2.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Haverfield, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Porter, Roll, Salyerds, Sample, Troy, Vollmer, Waite, Willard. Total 21.

H. B. No. 28, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown, (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Mussellshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland R. R., Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Haverfield, Knight, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Porter, Roll, Salyerds, Sample, Troy, Vollmer, Waite, Willard. Total 22.

H. B. No. 41, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown, (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Quamme, Replogle, Rigg, Rolph, Ross, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Haverfield, Knight, McCormack, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Pauly, Porter, Roll, Ryder, Salyerds, Sample, Troy, Vollmer, Waite, Willard. Total 25.

H. B. No. 106, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Morris, Moss, Nyquist, O'Connell, Parker, Quamme, Replogle, Rigg, Rolph, Ross, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Buck, Burrell, Dellwo, Doran, Haverfield, McCormack, Meyer, Minnick, Murphy, Nelstead, O'Day, Pappin, Pauly, Porter, Roll, Ryder, Salyerds, Sample, Troy, Vollmer, Waite, Willard. Total 24.

Moved by Leavitt that the House adjourn until Monday, January 26, 1931, at 11:00 a.m.

W. R. FLACHSENHAR, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-SECOND DAY

House of Representatives
Helena, Montana, January 26, 1931.

House convened at 11:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Arnold (Stillwater), Brown (Cascade), Burrell, Nelstead, O'Day, Porter, Roll, Sample, Waite, Willard, excused; Martin, Troy, absent.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twentieth legislative day, find the same to be correct.

EKEGREN, Chairman.

Report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 38, 65, 125.

NYQUIST, Chairman.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 61, 79, 89, House Joint Memorial No. 2.

GREEN, Chairman.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day, introduce bills as follows:

By Ways and Means Committee: A Bill for an Act entitled: "An Act to authorize the State Board of Examiners of the State of Montana to issue and dispose of refunding educational bonds of the State of Montana sufficient in amount to retire maturing or redeemable educational bonds."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to regulate attorneys' fees in workmen's compensation cases, prohibiting the soliciting of employment to represent compensation claimants or defendants by attorneys or other persons, prohibiting the assignment of compensation claims, awards of judgments, providing for a maximum attorney's fee to be allowed in workmen's compensation cases, and empowering the Industrial Accident Board or the district court to fix the same."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 67: A Bill for an Act entitled: "An Act prescribing the Oath or Affirmation to be taken and subscribed to by teachers, instructors, and professors in public schools, normal schools, colleges and universities of this state": Respectfully report as follows: That House Bill No. 67 be amended in Section 1, line 9 by striking out the word "license" and inserting in lieu thereof the word "contract"; that it be further amended in Section 1, line 24 by striking out the words, "No license shall be issued" and inserting in lieu thereof the words, "No such contract shall be entered into", and as amended, do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, the undersigned majority members of your Committee on State Boards and Officers, having had under consideration House Bill No. 55: A Bill for an Act entitled: "An Act providing for the appointment of Special Assistant Attorney General for the State Board of

Equalization and the State Highway Commission and fixing salaries thereof": Respectfully report as follows: That House Bill No. 55 do pass.

DARLINTON	WILLARD
HENDERSON	GRAFF
BUCK	HODGSKISS
A. UELAND	SHEFFER
HAVERFIELD	

Mr. Speaker: We, the undersigned minority members of your Committee on State Boards and Officers, having had under consideration House Bill No. 55, recommend that House Bill No. 55 do not pass.

MEYER	HAMILTON (PHILLIPS)
COFFEE	MORRIS
	VOLLMER

Moved by Darlington that majority report be adopted; substitute motion by Meyer that minority report be adopted. Motion on minority report lost and majority report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THIS SAME

The following bills were introduced, read first and second times at length and referred to committees:

H. B. No. 151, by Southmayd: A Bill for an Act entitled: "An Act making an appropriation of money for the operation and maintenance of the State Board of Medical Examiners for the period beginning July 1, 1931, and ending June 30, 1933." Committee on Appropriations.

H. B. No. 153, by Mason, Adair and Stewart, by request: A Bill for an Act entitled: "An Act to appropriate money from the Industrial Accident Fund of the State of Montana for the payment of the compensation claim of Charlotte H. Barnes, which claim was disallowed by the Industrial Accident Board because it was not presented within six months from the date of the happening of the accident." Committee on Appropriations.

The following bills were this day introduced, read first and second times at length and referred to committee:

H. B. No. 152, by Graff, Adair, Replogle and Ross: A Bill for an Act entitled: "An Act to amend Section 8894 of the Revised Codes of Montana of 1921, relating to the excusing of jurors by the court and providing procedure in connection therewith." Committee on Judiciary.

H. B. No. 154, by Ross and Rigg: A Bill for an Act entitled: "An Act amending Section 11388 of the Revised Codes of the State of Montana, relating to the crime of receiving stolen property, providing for the punishment of the same, and providing that the jurisdiction for such crime shall be in any county into which such property may be brought." Committee on Judiciary.

H. B. No. 155, by Replogle, Manning, Merriman, Meyer, Rigg: A Bill for an Act entitled: "An Act requiring guardians of minors, insane persons and incompetents to produce at the time of the filing of any account, the bank books showing the condition of bank books or other papers in their possession, showing the condition of all moneys received by them, held by them and any balance which they may have on hand and providing that said accounts should not be settled until the statute complying with and making it contempt of court for failure to produce said books and papers upon being ordered by the court and making it ground for removal of said guardian." Committee on Judiciary.

H. B. No. 156, by Replogle, Manning, Merriman, Meyer, Rigg: A Bill for an Act entitled: "An Act to amend Section 9637 of the Revised Codes of Montana of 1921, relating to hour of appearance of parties in justice court." Committee on Judiciary.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that House resolve itself into a Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Rigg of Hill in the chair.

Committee arose. House Resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 48, 100, 112, 17, 26, respectfully report as follows: That consideration of H. B. No. 48, be passed for the day. Consideration of H. B. No. 100, passed for the day. Consideration of H. B. No. 112, passed for the day, H. B. No. 17, do pass. H. B. No. 26, that enacting clause be stricken.

RIGG, Chairman.

On motion by Rigg, report adopted.

Moved by Leavitt that House recess until 2 o'clock this afternoon. Motion seconded and carried.

AFTERNOON SESSION

House resumed pursuant to recess.

Mr. Speaker in the chair.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Fairgrieve: A Bill for an Act entitled: "An Act to impose a license tax on the business of handling, receiving, selling, offering for sale and dealing in, through sale, barter or exchange, malt or malt extract, and to provide methods and penalties for its enforcement, and to appropriate the revenues derived from this tax to the general fund of the state."

By Watson of Meagher: A Bill for an Act entitled: "An Act compelling railroad companies when distributing poisonous compounds for the destruction of weeds to maintain railroad fences in good repair, properly protect railroad crossings and providing for a liability for failure to carry out the provisions of this Act."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

We, the undersigned majority members of your Committee on Public Morals, Charities and Reforms, having had under consideration House Bill No. 7, A Bill for an Act entitled: "An Act providing for a juvenile court and the procedure therein, providing for the appointment of probation officers, outlining their duties and specifying their compensation, defining juvenile delinquent persons and a delinquent child, providing for a lawful method of procedure against juvenile delinquents, their parents and guardians, specifying place for their temporary and permanent detention and the compensation for their care, providing for time and place of trial, providing methods and means to carry the provisions of this Act into effect, repealing chapter 51, part II, of the Penal Code of the Revised Codes of Montana, of 1921, including Section 12280 as amended by Section 1, chapter 52 of the laws of 1923, relating to proceedings against delinquent children and juvenile delinquent persons," respectfully report as follows: That House Bill No. 7 be amended as follows: Amend Section 6 by striking in line 14 on page 4 to and including the word "FOR" in line 3, on page 5, and substitute therefor the following:

In each judicial district of the State of Montana, having a total population of 35,000 or more, the District Court thereof must appoint one discreet person of good moral character who shall be known as the Chief Pro-

bation Officer of such district and who shall hold his office during the pleasure of said court, and who shall receive for his or her services such salary as shall be specified upon appointment, not exceeding the sum of \$2,400.00 per annum, such salary to be paid by the several counties comprising said District, each county to pay such portion of said salary as its population shall bear to the total population of said judicial district.

In each judicial district of the State of Montana having a population of less than 35,000, the District Court thereof may appoint one discreet person of good moral character who shall be known as the Chief Probation Officer of such District, and who shall hold his office during the pleasure of said Court and who shall receive for his or here services such sum as shall be specified upon appointment, not exceeding the sum of \$2,400.00 per annum, to be paid, however, upon a per diem basis not to exceed \$7.00 per day or \$200.00 per month, for the time actually employed in performing the duties of such office. Such District Court of said District may in its discretion, in lieu of making the appointment or appointments hereinbefore provided for.....

Amend Section 6, line 23, on page 5, by inserting after the words "in excess of" the figures "35,000."

Amend Section 6, line 27, on page 5 by inserting after the dollar sign the figures "\$2,400.00."

Amend Section 8, in line 30, on page 6 by striking out the period after the word "department" and adding thereto the following words: "and it shall be and is hereby made his duty to act as parole officer for all custodial and correctional institutions for juveniles in the State of Montana, and he shall make to such institutions, their officers or agents, such reports and conduct such investigations as they shall require or request."

Amend Section 19, by striking out the period at the end of said Section and add thereto the following: "and in the event such child be a female may provide that such child be accompanied by a discreet person of her own sex of good moral character."

Amend Section 33, line 1, on page 23, by striking out the word "ten" and inserting in lieu thereof the words "one hundred."

Amend Section 34, line 12, on page 23, by inserting after the words, "not exceeding \$.....," the figures \$5,000.00.

Amend Section 37, line 6, on page 25, by inserting after the word "over" the word "thirty."

With said amendments, it is recommended that the bill do pass.

WILLARD,
MERRIMAN,
BROWN (Gallatin),
MARTIN,
EKEGREN,
ADAIR,
CURRAN,
NYQUIST,
REPLOGLE,
COLE.

Mr. Speaker: We, the minority of your committee on Public Morals, Charities and Reforms, having had under consideration H. B. No. 7, respectfully report as follows: That H. B. No. 7, do not pass.

BUDAS,
CASEY,
McDERMOTT,
FREED,
KRUSE.

On motion by Freed, minority report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration H. B. No. 24 (being Crime Commission Bill No. 24, page 36

of the Crime Commission Report), A Bill for an Act entitled: "An Act to repeal Section 12036 of the Revised Codes of the State of Montana of 1921, in relation to proceedings on acquittal of defendant on the ground of insanity," respectfully report as follows: That H. B. No. 24 be amended by striking out Section 3 and when so amended it be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration H. B. No. 42 (being Crime Commission Bill No. 28, page 40 of the Crime Commission Report), A Bill for an Act entitled: "An Act to amend Section 11911 of the Revised Codes of the State of Montana of 1921, relating to what may be given in evidence under a plea of not guilty," respectfully report as follows: That H. B. No. 42, be amended by striking out Section 3, and that when so amended it be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration H. B. No. 43 (being Crime Commission Bill No. 25, on page 36 of the Crime Commission Report), A Bill for an Act entitled: "An Act relating to the plea of insanity when joined with other pleas and how the defendant shall be tried under such plea and pleas, and how and in what manner the judgment or commitment may be ordered in such cases, and providing how and in what manner a defendant who has been committed to a State Hospital for the Insane by reason of insanity may be restored to sanity," respectfully report as follows: That H. B. No. 43, be amended by striking out Section 4, and when so amended the bill be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration H. B. No. 44 (being Crime Commission Bill No. 26, page 38 of the Crime Commission Report), A Bill for an Act entitled: "An Act relating to alienists and the appointment, production and examination thereof where a plea of not guilty by reason of insanity is entered in criminal cases," respectfully report as follows: That H. B. No. 44 be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your committee on Judiciary having had under consideration H. B. No. 45 (being Crime Commission Bill No. 27, page 39 of the Crime Commission Report), A Bill for an Act entitled: "An Act to amend Section 11907 of the Revised Codes of the State of Montana of 1921, relating to pleas and the different kinds of pleas in criminal actions. and also to amend Section 11908 of the Revised Codes of the State of Montana of 1921, relating to the pleas in criminal actions and how they are put in their form," respectfully report as follows: That H. B. No. 45 be amended as follows: That in line 5, on page 2 of Section 1, the word "may" be stricken out and the word "must" be inserted in lieu thereof; that Section 4 be stricken out; and that when so amended the bill be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 46 (being Crime Commission Bill No. 29, page 40 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 12020 of the Revised Codes of the State of Montana of 1921, relating to general verdicts in criminal causes and being part of

Chapter 27 of Part II of the Penal Code of the State of Montana relating to verdicts," respectfully report as follows: That House Bill No. 46 be amended by striking out Section 3, and that when so amended be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 47 (being Crime Commission Bill No. 30, page 43 of the Crime Commission Report), a Bill for an Act entitled: "An Act relating to drunkenness as being no excuse for crime and how insanity as a defense must be proven, and amending Section 10728 of the Revised Codes of the State of Montana of 1921, being a part of Chapter 1 of the Penal Code of the State of Montana of 1921, entitled 'definitions and preliminary provisions,' as the same was amended by Chapter 87 of the Laws of the Nineteenth Legislative Assembly of 1925, passed and approved March 10, 1925, and by adding to said section a subdivision or subsection to be known as No. 2, and which relates to how insanity as a defense shall be proven," respectfully report as follows: That House Bill No. 47 be amended as follows: That the title be amended by striking out lines 15, 16 and 17 of the original bill, and inserting in lieu thereof the words, "by striking out from subdivision or subsection 2 of said Section 10728, as amended, the words 'provided, however, that said defendant may have his sanity or insanity determined in the manner provided by law, by requesting the district court to determine the same, at any time before the jury is obtained'."

That Section 1 be amended by striking out all of lines 22 to 30, both inclusive, of the original bill, and inserting in lieu thereof the following: "Section 1. That Section 10728 of the Revised Codes of the State of Montana of 1921, as amended by Chapter 87 of the Laws of the Nineteenth Legislative Assembly of the State of Montana of 1925, passed and approved March 10, 1925, relating to drunkenness being no excuse for crime and how insanity as a defense shall be proven, be, and the same hereby is, amended to read as follows:" That Section 3 be stricken out and that when so amended the bill be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 12 (being Crime Commission Bill No. 10, page 23 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 11906 of the Revised Codes of the State of Montana of 1921, relating to objections forming grounds of demurrer and when such objections may be taken," respectfully report as follows: That House Bill No. 12 be amended by striking out Section 3, and when so amended the bill be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 16 (being Crime Commission Bill No. 33, page 45 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 11852 of the Revised Codes of the State of Montana of 1921, relating to the sufficiency of indictments or informations," respectfully report as follows: That House Bill No. 16 be amended by striking out Section 3, and when so amended the bill be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 18 (being Crime Commission Bill No. 32, page 45 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 11845 of the Revised Codes of the State of Montana of 1921, relating to pleadings and forms of indictments or informations," re-

spectfully report as follows: That House Bill No. 18 be amended by striking out Section 3, and when so amended the bill be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 36(being Crime Commission Bill No. 44, page 59 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 11844 of the Revised Codes of the State of Montana of 1921, relating to the form of indictment and information, said Section 11844 being a part of Chapter 17, Part II of the Penal Code of the State of Montana entitled 'rules of pleadings and forms of information and indictment'," respectfully report as follows: That House Bill No. 36 be amended by striking out Section 3, and when so amended the bill be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 22 (being Crime Commission Bill No. 19, page 30 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 11853 of the Revised Codes of the State of Montana of 1921, relating to the sufficiency of indictments and informations and to defects and imperfections therein," respectfully report as follows: That House Bill No. 22 be amended by striking out Section 3, and when so amended the bill be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 109, a Bill for an Act entitled: "An Act to amend Section 4916 of the Revised Codes of Montana of 1921 as amended by Chapter 111 of the Laws of the Twentieth Legislative Assembly and by Chapter 89 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, relating to the fees, mileage and expenses of sheriffs," respectfully report as follows: That House Bill No. 109 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Dairying, having had under consideration House Bill No. 150, a Bill for an Act entitled: "An Act to amend Sections 4, 9, 22, 30, and 46 of Chapter 93 of the Session Laws of the Twenty-first Legislative Assembly of Montana, 1929, and to add to said Act thirteen new sections, numbered 25A, 26A, 26B, 33A, 33B, 59, 60, 61, 62, 63, 64, 65, and 66, said amendments and new sections relating to the following subjects: the regulation of the business, sanitary inspection and operation of creameries, butter and cheese factories, milk and cream receiving stations and ice cream factories: the definition of terms, including the defining of butter, cheese and ice cream of different varieties, the definition of creameries, cheese factories, ice cream factories, and milk and cream buying and collecting stations: regulating the collection and handling of milk and cream and the operation of milk and cream routes: regulating the operation of milk and cream stations: defining the duties of railroads and other carriers, their employees and agents in respect to the rendering of assistance to the dairy department of the state: regulating the issuance of checks in payment for milk or cream: establishing standard butter and cheese measure and regulating butter and cheese containers: prohibiting the use of certain substitutes for dairy products in state institutions: providing for the condemnation of unfit dairy products: requiring the pasteurization of materials used in the manufacture of ice cream and the posting of certain notices in places where ice cream is sold: establishing grade requirements for milk and cream purchased for the manufacture of dairying products: regulating the making of cream tests: prohibiting the use of tobacco

in certain places where cream is handled: regulating the licensing, examination and employment of cream graders, weighers and samplers: requiring the posting of prices of butter fat by certain buyers thereof; providing penalties for the violation of several provisions of this Act and repealing all Acts or parts of Acts in conflict herewith," respectfully report as follows: That House Bill No. 150 do pass.

DOUGHERTY, Chairman.

On motion by Dougherty, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 131, a Bill for an Act entitled: "An Act to amend Section 4805 of the Revised Codes of Montana of 1921, as amended by Chapter 2 of the Session Laws of the Twenty-first Legislative Assembly of 1929, relating to duties of County Clerk and Recorder on receipt of instrument to be recorded, and eliminating provisions of Chapter 2 Session Laws of the Twenty-first Legislative Assembly of 1929 providing for additional information in connection therewith," respectfully report as follows: That House Bill No. 131 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times, and referred to committees:

H. B. No. 157, by Troy: A Bill for an Act entitled: "An Act to make it unlawful for any person, firm, company, association, or corporation doing business in more than one community in this state or in this state and other states to discriminate against a community or communities in this state by charging a higher sale price therein than is charged in other communities in this state or other states after allowing for transportation costs and providing for the prosecution of offenses against this Act and providing penalties therefor." Committee on Judiciary.

H. B. No. 158, by Leavitt and Dellwo: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article 12 of the Constitution of the State of Montana, as amended; creating County Boards of Equalization and creating a Railroad and Public Control Commission, providing for the membership thereof, providing for the term of office and the appointment of said membership, the filling of vacancies, defining and prescribing the powers and duties of said commission, providing for hearings and establishment of rules, regulations and orders of the said commission and to perform such other duties as may be authorized and prescribed by law." Committee on Constitutional Amendments.

CONSIDERATION OF GENERAL ORDERS

On motion by Leavitt, House resolved itself into Committee of the Whole for the Consideration of General Orders.

Ryder of Roosevelt in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 31, 93, 96, 97, Sub. H. B. No. 103, H. B. Nos. 108, 126, 127, respectfully report as follows: H. B. No. 31, do pass. H. B. No. 93, do pass. H. B. Nos. 96, 97, Sub. H. B. No. 103, passed for the day. H. B. No. 108, do pass. H. B. No. 126, do pass. H. B. No. 127, do pass.

RYDER, Chairman.

On motion by Ryder, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the Honorable Senate be requested to return H. B. No. 66. Motion seconded and carried.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bill No. 50.

GREEN, Chairman.

Report adopted.

MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Governor:

State of Montana
Office of the Governor
Helena, January 26, 1931.

The Speaker,
Helena, Montana.
House of Representatives,

I have the honor to advise you that I have this day approved the following measures: H. B. No. 1: Authorizing the issuance of debentures for use of the State Highway Fund. H. B. No. 53: Authorizing the consolidation of the County of Silver Bow and all cities and towns therein into one municipal corporation.

J. E. ERICKSON, Governor.

THIRD READING OF HOUSE BILLS

H. B. No. 61, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Graff, Hagestead, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Brown (Cascade), Burrell, Grabow, Green, Henderson, Hodgskiss, Knight, Martin, Nelstead, Porter, Roll, Sample, Sullivan, Waite, Willard. Total 17.

H. B. No. 79, introduced by Stewart, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Brown (Cascade), Burrell, Fairgrieve, Grabow, Green, Henderson, Hodgskiss, Knight, Nelstead, Porter, Roll, Sample, Waite, Willard. Total 16.

H. B. No. 89, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Blewett, Brown (Gallatin), Buck, Casey, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Doran, Dunn, Erickson, Finlen, Graff, Hamilton (Musselshell), Haverfield, Kruse, Lewis, Lillis, Mason, McCormack, Meyer, Moss, Nyquist, O'Connell, Pappin, Parker, Pauly, Quamme, Rigg, Ryder, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Vollmer, Waring, Watson (Meagher), Mr. Speaker. Total 46.

Noes: Benjamin, Budas, Burke, Chapman, Dellwo, Dougherty, Ekegren, Fairgrieve, Freed, Goodwin, Gordon, Hagestad, Haight, Hamilton (Phillips), Hanson, Jarrett, Leavitt, Logan, Manning, Martin, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Murphy, O'Day, Rolph, Ross, Salyerds, Schilling, Sullivan, Ueland, Andrew, Ueland R. R. Watson (Missoula), Wilson, Woodcock. Total 39.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Brown (Cascade), Burrell, Grabow, Green, Henderson, Hodgskiss, Knight, Nelstead, Porter, Replogle, Roll, Sample, Waite, Willard. Total 16.

H. J. M. No. 2, introduced by Dougherty, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Graff, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: Cooney, Metlen, Sullivan. Total 3.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Brown (Cascade), Burrell, Grabow, Green, Hamilton (Musselshell), Nelstead, Porter, Roll, Sample, Swope, Waite, Willard. Total 14.

H. B. No. 50, introduced by Dougherty, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Brown (Cascade), Burrell, Cole, Graff, Green, Jarrett, Nelstead, Porter, Quamme, Roll, Sample, Tinsley, Waite, Willard. Total 16.

On request House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day, introduce bills as follows:

By O'Connell: A Bill for an Act entitled: "An Act appropriating money in satisfaction and settlement of the claim of John H. Gillis for injuries sustained by him upon Project No. 242B of the State Highway Commission of the State of Montana and directing the State Auditor to draw his warrant upon the State Highway Fund therefor in settlement of said claim upon payment of said warrant."

By Ryder: A Bill for an Act entitled: "An Act to amend Section 8219 of the Revised Codes of Montana of 1921, relating to the renewal of chattel mortgages by affidavit."

By Meyer, Casey, O'Connell, McDermott, Goodwin, Doran, Sullivan, Finlen, Blewett: A Bill for an Act entitled: "An Act to amend Section 5119 of the Revised Codes of Montana, of 1921 as amended by Section 3 of Chapter 58 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, relating to the levy of a special tax for maintaining disability and pension fund of the Fire Department Relief Association of a city or town; providing for increase of such levy and extending the provisions thereof to a municipality established under special or local law, passed by the Legislative Assembly and adopted by the electors entitled to vote thereon."

The Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. Nos. 20, 98, 107, 114, 132, 136, Sub. H. B. No. 85.

NYQUIST, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 6 (being Crime Commission Bill No. 1, page 13 of the Crime Commission Report): A Bill for an Act entitled: "An Act to amend Section 11847 of the Revised Codes of Montana of 1921, which provides that an indictment or information must charge but one offense except where it is committed by different means, and providing that other offenses, if connected in their commission or of the same class, may be charged in separate counts, and authorizing consolidation of indictments or informations, and providing for the procedure in the trial if several counts or offenses are charged, and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That House Bill No. 6 be amended by striking out Section 3, and when so amended the bill be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 25 (being Crime Commission Bill No. 23, page 34 of the Crime Commission Report): A Bill for an Act entitled: "An Act to amend Section 11898 of the Revised Codes of the State of Montana of 1921, relating to the grounds of demurrer to an indictment or information", respectfully report as follows: That House Bill No. 25 be amended as follows: Under Section 1, beginning at line 28 of the original Bill insert Sub-Section 3 as follows: "That more than one offense is charged, except

in such cases where two or more offenses are connected together in their commission and except in cases where two or more offenses are of the same class of crimes or offenses", and that the remaining Sub-Sections be re-numbered accordingly. Strike out Section 3 and when so amended the bill be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

UNFINISHED BUSINESS

Chairman Pauly of Committee on Workmen's Compensation announced there would be a public hearing on all bills in the committee Wednesday evening, January twenty-eight at eight o'clock, at the Placer Hotel.

Moved by Leavitt that the House adjourn until Tuesday, January 27, 1931, at 11:00 a.m. Motion seconded and carried.

W. R. FLACHSENHAR, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-THIRD DAY

House of Representatives
Helena, Montana, January 27, 1931.

House convened at 11:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Arnold (Stillwater), Brown (Cascade), Nelstead, Roll, Sample, Waite, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 22nd legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received:

Helena, Montana, January 26, 1931.

Hon. W. R. Flachsenhar,
Speaker of the House,
House of Representatives,
Helena, Montana.
Dear Sir:

I would request that a committee of three or five be appointed from the House and a like number from the Senate to look over the situation in the third basement of the State Capitol Building, so as to protect it from fire.

We all have had our attention called to the recent destruction of the Capitol in North Dakota. I believe we could get our building fairly well protected without very much of an outlay.

Respectfully

GEORGE P. PORTER,
State Auditor.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Committee on Employment: A Bill for an Act entitled: "An Act to amend Section 63 of the Revised Codes of Montana, 1921, relating to officers and employees of the House of Representatives."

By Schilling: A Bill for an Act entitled: "An Act designating and empowering the State Examiner to sign all trustee and deposit receipts and releases required to be signed for and on behalf of the State of Montana in all cases relating to the deposit of county, city, and town funds."

By Lillis: A Bill for an Act entitled: "An Act to amend Section 7345 of the Revised Codes of Montana, 1921, relating to the letting of contracts, and advertisements for bids in the matter of drainage districts."

By Lillis: A Bill for an Act entitled: "An Act amending Section 7327 of the Revised Codes of Montana, 1921, as amended by Chapter 169 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, so that the commissioners of drain and drainage districts may, in their annual reports, make the necessary assessments to pay for emergency work and necessary repairs during the preceding year and to pay outstanding indebtedness of the drainage district; to amend Chapter 39, Part IV of the Civil Code of Montana, 1921, by adding thereto new sections to be known as, and numbered, Sections 7364B, 7364C, 7364D, 7364E and 7364F, so as to make all the drainage laws of Montana applicable to drain districts organized under any drainage law of the State of Montana enacted prior to the passage and approval of said Chapter 39; conferring upon the commissioners of such drain districts all of the power and authority now conferred upon the commissioners of drainage districts organized under and pursuant to said Chapter 39 and the amendments and additions thereto; authorizing all drain and drainage districts organized under any drainage law of Montana to file a petition in the proper district court for leave to make alterations in and additions to the drainage system of any such drain or drainage districts, the cost of which shall be apportioned in accordance with the last assessment roll of such drain districts or the last assessments of such drainage districts confirmed by the courts; and providing for hearing thereon, the giving of notice of such hearing, the granting, modification or dismissal of such petition and the confirmation or modification of the proposed assessments by the court."

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 17, 31, 93, 108, 126 and 127.

GREEN, Chairman.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 29 (being Crime Commission Bill No. 38, page 50 of the Crime Commission Report): A Bill for an Act entitled: "An Act to add two new sections to Chapter 17, Part II, of the Penal Code of the State of Montana, relating to the rules of pleadings and form of the information and indictment, which said sections are for providing how previous conviction or convictions of a felony shall be charged in the information or indictment, and providing for amending informations and indictments to charge such previous conviction or convictions, and providing for the manner in which and the place where such charge of previous conviction or convictions shall be tried by the court or jury: and such new sections shall be known as and numbered 11844-a and 11844-b, and shall be and become a part of the Penal Code of the State of Montana," respectfully reported as follows: That House Bill No. 29 be amended by striking out Section 3, and that when so amended the bill be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration H. B. No. 122, introduced by Finlen. A Bill for an Act entitled: "An Act to amend Section 6932 of the Revised Codes of Montana of 1921, relating to the validity of instruments affecting real property now recorded," respectfully report as follows: That H. B. No. 122, do pass.

BLEWETT, Chairman.

On motion by Blewett, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration H. B. No. 121, introduced by Finlen. A Bill for an Act entitled: "An Act to amend Section 6893 of the Revised Codes of Montana of 1921, relating to the recording of instruments and providing for the recording of instruments acknowledged by the Vice-President or Assistant Secretary of Corporations," respectfully report as follows: That H. B. No. 121, do pass.

BLEWETT, Chairman.

On motion by Blewett, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration, H. B. No. 113, A Bill for an Act entitled: "An Act providing for the registration of professional engineers, creating a board of engineering examiners and defining their duties, fixing fees for registration fund and fixing the penalties for violations," respectfully report as follows: That H. B. No. 113, do not pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, January 26, 1931.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Motion was this day read and adopted:

Mr. President: I move that Rule 15 be amended by adding thereto an additional Standing Committee to be known as the Committee on State Boards and Offices. Signed, Kane".

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 26, 1931.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Joint Resolution No. 1, by Hamilton of Musselshell, was this day read three several times and concurred in, title agreed to, and is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 26, 1931.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read three several times and passed, title agreed to, and is herewith transmitted to the House for concurrence:

Senate Bill No. 4, by Gilboe, Hagerty and Larson.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from Senate be considered read at length and Journal so show.

Motion seconded and carried.

Helena, Montana, January 26, 1931.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

H. B. No. 19, by Leavitt and Dellwo, by request; H. B. No. 23, by Leavitt and Dellwo, by request; H. B. No. 28, by Leavitt and Dellwo, by request; H. B. No. 41, by Leavitt and Dellwo, by request; H. B. No. 74, by Rigg, Adair, Finlen, Graff, Manning, Merriman, Meyer, Nyquist, Pauly, Replogle, Ross, Schilling and Stewart, by request; H. B. No. 76, by Rigg, Adair, Finlen, Graff, Manning, Merriman, Meyer, Nyquist, Pauly, Replogle, Ross, Sample, Schilling and Stewart, by request; Committee on Judiciary.

H. B. No. 62, by Committee on Agriculture: Committee on Agriculture.

Sub. for H. B. No. 63, by Committee on Insurance, Sub. for H. B. No. 64 by Committee on Insurance: Committee on Insurance.

H. B. No. 66, by Graff, H. B. No. 91, by Buck: Committee on Counties & Towns.

H. B. No. 68, by Spangler: Committee on Fish & Game.

H. B. No. 78, by Stewart: Committee on Education.

H. B. No. 80, by Committee on Appropriations; H. B. No. 81, by Committee on Appropriations; H. B. No. 88, by Committee on Appropriations; H. B. No. 106, by Committee on Appropriations: Committee on Finance & Claims.

H. B. No. 83, by Stewart; H. B. No. 84, by Stewart, by request: Committee on Sanitary Affairs.

H. B. No. 90, by Moss, Leavitt, Salyerds and Coffee: Committee on Roads & Highways.

H. J. M. No. 1, by Willard, Schilling, Watson, Coffee; H. J. R. No. 2 by Committee on Agriculture: Committee on Federal Relations.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 26, 1931.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Notice of Introduction was this day given:

By Pauline: A Bill for an Act entitled: "An Act to make it unlawful for any officer, board or other agency of the state, or any board of County Commissioners, County Officer, or School Board, or any town or city council, or city officer, to employ any married woman having a husband able-bodied or financially able to support her; for any position or employment in this state, and making the allowance of any claim, and the issuance or payment of any warrant therefor null and void, and providing penalties for the violation of the Act."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 26, 1931.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 27, by Jergensen: A Bill for an Act entitled: "An Act to amend Section 40 of Chapter 93 of the Laws of the 21st Legislative As-

sembly having to do with the license fees for persons, firms or corporations selling, exchanging, or offering for sale, or having in possession with intent to sell oleomargarine, imitation or filled cheese, or any substitute for any dairy product made from milk or cream." Committee on Dairies & Dairying.

Senate Joint Resolution No. 2, by Husband, McCormick, Thien, Burr, Fenton, and recommended by Stout of Fergus: Relative to the flood control and water utilization in the Musselshell River Basin: Committee in Irrigation & Water Rights.

Senate Joint Memorial No. 3, by Gilboe: A Joint Resolution Memorializing Congress to enact a tariff on oil and its refined products, and to provide further relief for the oil industry. Committee on Oils & Leases.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 26, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, report adopted:

Committee on Engrossing, reports S. B. No. 4 correctly engrossed.

Committees on Libraries, recommend S. B. No. 20 do pass.

Committee on Irrigation & Water Rights, recommends S. B. No. 25 do pass.

Committee on Counties & Towns, recommends H. B. No. 72, by McCormick, be concurred in.

Committee on Counties & Towns, recommends H. B. No. 49, by Cranston, be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

On motion by Metlen, seconded and carried, House reconsidered action on H. B. No. 7.

On motion by Willard, seconded and carried, H. B. No. 7, re-referred to Committee on Public Morals, Charities and Reforms.

Moved by Leavitt: That the use of the House Chambers be granted to the Montana Association, Inc., for the purpose of enabling the Association to hold a public meeting, Friday evening January 30, 1931, at 8 o'clock. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times at length, and referred to committees:

H. B. No. 163, by O'Connell: A Bill for an Act entitled: "An Act appropriating money in satisfaction and settlement of the claim of John H. Gillis for injuries sustained by him upon Project No. 242B of the State Highway Commission of the State of Montana and directing the State Auditor to draw his warrant upon the State Highway Fund therefor in settlement of said claim upon payment of said warrant."

Referred to Committee on Appropriations.

H. B. No. 164, by Merriman: A Bill for an Act entitled: "An Act to appropriate money from the Industrial Accident Fund of the State of Montana for payment of compensation on the claim of Mrs. Howard Danford, which claim was disallowed by the Industrial Accident Board because it was not presented within six (6) months following the date of the accident resulting in the death of her husband, Howard Danford."

Referred to Committee on Appropriations.

The following bills were introduced, read first and second time, and referred to Committee:

H. B. No. 159, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to regulate attorneys' fees in workmen's compensation cases, prohibiting the soliciting of employment to represent compensation claimants or defendants by attorneys or other persons, prohibiting the assignment of compensation claims, awards or judgments, providing for a maximum attorney's fee to be allowed in workmen's compensation cases, and empowering the Industrial Accident Board or the district court to fix the same." Committee on Workmen's Compensation.

H. B. No. 160, by Graff: A Bill for an Act entitled: "An Act amending Section 4 of Chapter 171 and Section 3 of Chapter 181, Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the registration of motor vehicles and providing penalties for failure to make application for registration within a prescribed time and for violations of Sections 1755 and 1759 of the Revised Codes of Montana of 1921 and all Acts and parts of Acts amendatory thereto." Committee on Highways.

H. B. No. 161, by Ryder: A Bill for an Act entitled: "An Act to amend Section 8280 of the Revised Codes of Montana of 1921, relating to the renewal of chattel mortgages by affidavit." Committee on Judiciary.

H. B. No. 162, by Fairgrieve: A Bill for an Act entitled: "An Act to impose a license tax on the business of handling, receiving, selling, offering for sale and dealing in, through sale, barter or exchange, malt or malt extract, and to provide methods and penalties for its enforcement, and to appropriate the revenues derived from this tax to the general fund of the state." Committee on Revenue and Taxation.

H. B. No. 165, by Willard: A Bill for an Act entitled: "An Act to amend Section 2917 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Session Laws of 1929, relating to medical and hospital services to be furnished by the Industrial Accident Board, the time during which said services are to be rendered and the amount thereof." Committee on Workmen's Compensation.

H. B. No. 166, by Watson of Meagher: A Bill for an Act entitled: "An Act compelling railroad companies when distributing poisonous compounds for the destruction of weeds on their rights-of-way to maintain railroad fences in good repair: properly protect all crossings with cattle guards: prohibiting the spreading of poisons on crossings and providing a liability for failure to carry out the provisions of this Act: and providing for reasonable attorney fees in litigation respecting damages resulting therefrom." Committee on Railroads and Transportation.

Senate Bill No. 4, introduced by Gilboe, Hagerty and Lawson: A Bill for an Act entitled: "An Act to provide for the adjustment of claims for taxes levied prior to 1919, and to authorize the transfer from one to the other of tax certificates and tax titles to property obtained by sales for delinquent taxes as between the counties of Teton, Glacier and Pondera, and to validate titles so obtained." Referred to Committee on Townships and Counties.

House reverted to Order of Business No. 5.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following communication was received from the Senate:

Helena, Montana, January 27, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Kane, the request of the House for the return of H. B. No. 66 was this day granted, and Bill is herewith returned, for further consideration.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Pauly that H. B. No. 66 be re-referred to Committee on Townships and Counties. Motion seconded and carried.

Moved by Meyer that reconsideration be given the report of the Committee of the Whole which was adopted January 26, 1931 and which report included action taken on H. B. No. 31. Motion lost.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Stewart of Lewis and Clark in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 48, 100, 112, 96, 97, Sub. H. B. No. 103, H. B. Nos. 20, 38, 65, Sub. H. B. No. 85, respectfully report as follows: H. B. No. 48, passed for the day. H. B. No. 100, amend Section one by inserting in line 3 of printed bill before the figures "11179" the word "Section". Amend section 3 by striking out the entire section; that H. B. No. 100, as amended, do pass.

H. B. No. 112, consideration passed temporarily. H. B. Nos. 96, 97, and Sub. H. B. No. 103, consideration passed for the day; H. B. 20, do pass; H. B. No. 38, do pass; H. B. No. 65, do pass. Sub. H. B. No. 85, do pass.

STEWART, Chairman.

On motion by Stewart, report adopted.

On motion by Leavitt, seconded and carried.

House recessed until two o'clock p.m.

AFTERNOON SESSION

House resumed pursuant to recess.

Mr. Speaker in the chair.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Committee on Apportionment and Representation: A Bill for an Act entitled: "An Act to amend Sections 44 and 45 of the Revised Codes of Montana of 1921, relating to the apportionment of membership of the House of Representatives in accordance with the official census of 1930 and specifying number from each county."

By Committee on Townships and Counties: A Bill for an Act entitled: "An Act relating to the attachment of personal property, prescribing duties of plaintiff to furnish information to officers serving the writ, and fixing liability in case of suit for wrongful attachment."

By Darlington, Dunn and Brown of Gallatin: A Bill for an Act entitled: "An Act to appropriate money for the payment of delinquent assessments on certain school lands in Madison Dike and Drain District, Gallatin county, Montana."

By Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance of the six (6) units of the University of Montana, for the Agricultural Experiment Stations and the Sub-Stations, for farmers' extension work, for the Bureau of Mines, for the students' railroad fare refund and for fire insurance premiums on the physical plant of the University of Montana and its various branches, for the period beginning July 1, 1931, and ending June 30, 1933."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Public Utilities and State Commissions having had under consideration House Bill No. 101, introduced by Porter and Dougherty, the same being a bill for an Act entitled: "An Act appropriating money for the restoration of Fort Owen, designating the same as a memorial and authorizing a commission to administer the appropriation therein provided," respectfully report as follows: That House Bill No. 101 do not pass.

SALYERDS, Chairman.

Moved by Salyerds that report be adopted; substitute motion by Dougherty that H. B. No. 101 be re-referred to Committee on Appropriations, carried.

MOTIONS AND RESOLUTIONS

On motion by Budas, McCormack, Roll, Wilson and Lewis, sub-committee on Agriculture, excused for the afternoon session.

CONSIDERATION OF GENERAL ORDERS

On motion by Leavitt, House resolved itself into Committee of the Whole for the Consideration of General Orders.

Waite of Powder River in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 112, 98, 107, 114, 125, 132, 136, respectfully report as follows: H. B. No. 98, recommend consideration passed for the day. H. B. No. 114, amend in line 1, section 3, by inserting after the figures "1921" the following words: "as amended by Chapter 151, Session Laws 1923"; amend Section 3 by inserting the word "old" in line 18, page 2, after the word "of" and before the word "age"; amend title by inserting before the word "age" the word "old"; amend section one by inserting in line 9 before the word "age" the word "old"; amend section 2 by inserting in line 6 before the word "age" the word "old"; that H. B. No. 114, as amended, do pass. H. B. No. 125, do pass. H. B. No. 107, do pass. H. B. No. 132, do pass. H. B. No. 112, amend by inserting in line 5, section one, after the word "lying" the words "within ten miles of" and strike out the word "outside"; amend section one, line 6, by inserting after the word "taxpayers" the words "who are free holders"; amend section one, line 6, by inserting after the word "territory" the words "and whose names appear upon the last completed preceding assessment roll"; amend section one, line 8, by striking out the word "town" and inserting the word "district"; amend section one, line 9, by striking out the words "or village"; that H. B. No. 112, as amended, do pass.

H. B. No. 136, amend by striking out all of section 3; further consideration passed until the return of the chairman of Fish and Game Committee.

WAITE, Chairman.

On motion by Waite, report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 17, introduced by Leavitt and Dellwo by request; having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Doran, Dunn.

Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 95.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Green, Minnick, Nelstead, Roll. Total 6.

H. B. No. 31, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed to, failed to pass by the following vote :

Ayes: Brown (Gallatin), Buck, Burrell, Coffee, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Fairgrieve, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, McCormack, Metlen, Moss, Nyquist, Pappin, Parker, Pauly, Quamme, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Ueland, Andrew, Ueland, R. R., Waite, Waring, Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 46.

Noes: Adair, Bechtel, Benjamin, Blewett, Brown (Cascade), Budas, Burke, Casey, Chapman, Cole, Cooney, Dellwo, Doran, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Martin, Mason, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, O'Connell, O'Day, Porter, Replogle, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Vollmer, Watson (Meagher), Woodcock. Total 49.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Freed, Green, Nelstead, Roll. Total 6.

H. B. No. 93, introduced by McCormack, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Burke, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 95.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Green, Metlen, Nelstead, Roll. Total 6.

H. B. No. 108, introduced by Graff, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McFarland, Merriman, Meyer, Miller, Minnick,

Morris, Moss, Murphy, Nyquist, O'Day, Pappin, Parker, Porter, Quamme, Rigg, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Coffee, Cranston, Goodwin, McDermott, Metlen, O'Connell, Pauly, Replogle, Rolph, Shannon. Total 10.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Green, Nelstead, Roll, Vollmer. Total 6.

H. B. No. 126, introduced by Committee on State Boards and Officers, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Shannon, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 97.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Green, Nelstead. Total 4.

On motion by Leavitt, House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that H. B. No. 127 be taken from Third Reading and re-referred to General Orders. Motion seconded and carried.

Moved by Logan that the Honorable Senate be requested to return H. B. No. 68. Motion seconded and carried.

On request House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Curran: A Bill for an Act entitled: "An Act to amend Section 1088, 1089, 1090, 1091, 1092, 1094, 1095, 1098, 1099, 1101, 1102, Revised Codes 1921 as amended by Chapter 131 of the Session Laws of 1923, relating to granting of teachers' certificates, qualification to teach, state and county examinations, and repealing Section 1093 and Section 1103 Revised Codes 1921, as amended by Chapter 131 Laws of 1923."

By Moss and Willard: A Bill for an Act entitled: "An Act relating to the licensing of motor vehicle operators and chauffeurs and fixing the fee for operators' and chauffeurs' license and providing for the disposition thereof, and relating to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto, and repealing Section 1761 of the Revised Codes of Montana of 1921."

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt, seconded and carried, that House resolve itself into Committee of the Whole for the Consideration of General Orders.

Waite in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration, H. B. No. 127, respectfully report as follows: That House Bill No. 127 be amended as follows:

By inserting after Section 1, the following words: "that section 1545 of the Revised Codes of Montana of 1921 be and the same is hereby amended to read as follows: "Section 1545"; further consideration passed for the day.

WAITE, Chairman.

On motion by Waite, report adopted.

Moved by Leavitt that the House adjourn until Wednesday, January 28, 1931, at 11:00 a.m.

Motion seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-FOURTH DAY

House of Representatives

Helena, Montana, January 28, 1931.

House convened at 11:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Arnold (Stillwater), Nelstead and Watson (Missoula) excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 23rd legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. Nos. 20, 38, 65, Sub. H. B. No. 85, H. B. No. 100.

GREEN, Chairman.

Report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. Nos. 18, 22, 24, 25, 36, 42, 46, 121, 12, 16, 43, 45, 47, 55, 67, 109, 131.

NYQUIST, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received:

Helena, Montana, January 28, 1931.

Members of the House of Representatives:

Members of Montana's legislative assembly are cordially invited to attend the showing of interesting motion pictures of fish and game of the state, conservation work being conducted and big game in their native haunts, at the Placer Hotel, Thursday evening at 8 o'clock. These pictures are being shown under the auspices of the Lewis and Clark Rod & Gun Club.

CECIL V. WILSON, President.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Schilling: A Bill for an Act entitled: "An Act to amend Chapter 57 of the Session Laws of the Twentieth Legislative Assembly of Montana, relating to building and loan associations, foreign and domestic, by enacting a new section to be designated as Section 7A forbidding fiscal agency or promotion contracts without the approval of the Superintendent of Banks and declaring a violation thereof to be a misdemeanor."

By Ryder, by request: A Bill for an Act entitled: "An Act to amend Section 4047 of the Revised Codes of Montana, 1921, relating to investment companies, and the sale or distribution of stocks, bonds, etc., and providing for the withdrawal of installments paid thereon."

By Ryder, by request: A Bill for an Act entitled: "An Act to amend Sections 4026 and 4027 of the Revised Codes of Montana of 1921 as amended by Sections 1 and 2 of Chapter 179 of the Session Laws of 1929 and Section 4038 of the Revised Codes of Montana of 1921 defining investment companies and securities, providing for appeals to State Board of Examiners from decisions of the Investment Commissioner, and repealing all Acts and parts of Acts in conflict therewith."

By Southmayd, Minnick, Haverfield, Martin, by request: A Bill for an Act entitled: "An Act to amend Section 9428 of the Revised Codes of Montana of 1921 providing for specific exemptions for judgment debtors who are married, or who are heads of families, particularly amending the exemptions to surgeons, physicians, dentists, ministers of the Gospel; particularly providing for automobiles used in professional calls, and to provide an exemption for optometrists for the instruments and paraphernalia used in their business, and amending certain Acts, or parts of Acts, in conflict herewith."

By Brown of Gallatin: A Bill for an Act entitled: "An Act to provide for the inspection and analysis of commercial feeding stuffs and to regulate the sale thereof in the State of Montana; to define the term commercial feeding stuffs; to provide for guarantees of the ingredients of commercial feeding stuffs and affixing labels to the packages thereof; to provide for the collection of license fees from manufacturers of or dealers in commercial feeding stuffs; to prohibit the sale of fraudulent or adulterated commercial feeding stuffs; to fix the penalties for the violation of the provisions of the Act; and to authorize the expenditure of the funds derived from the license fees."

REPORT OF SELECT COMMITTEE

The following report was received from a select committee:

Mr. Speaker: We, your select committee, appointed to act with a like committee from the Senate, to confer with the State Hail Commission, beg leave to report as follows:

We find the losses for each year since the board has been functioning—1917—have been paid in full, except those of 1918. To adjust this ap-

parent discrepancy we recommend the passage of a bill being prepared by your committee to be introduced in the near future.

We further recommend that the following changes be made in the present law:

1st. Each year it appears that quite a number of grain growers have been asking for a cash discount in cases where payment is made for hail insurance at the time it is applied for. We believe anyone paying cash in advance should receive a discount.

2nd. The hail insurance law now provides that all applications for hail insurance shall contain a crop lien. This appears to be unfair and has been embarrassing to the owners of unincumbered real estate. We believe a lien on this sort of land sufficient security to guarantee payment of the hail insurance and we recommend that a change be made in the law to waive the crop lien in cases of this sort.

3rd. Each year there are quite a number of farmers who find that after carrying hail insurance a few weeks it is of doubtful value to them and they desire a cancellation of their policies which will provide them with a reduced cost for their hail insurance. The law now provides certain dates and conditions under which reductions may be secured. The conditions are, however, of no use in localities where crops mature late. We recommend a change correcting this difficulty.

All the above recommendations are being included in the bill to be introduced promptly.

HAVERFIELD
EKEGREN
BENJAMIN

On motion by Haverfield, report adopted.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your Committee on Insurance, having had under consideration H. B. No. 141, introduced by Committee on Insurance, A Bill for an Act entitled: "An Act amending Section 6136 of the Revised Codes of Montana, 1921, relating to insurance companies, defining classes of insurance and limitation of risk, and repealing all Acts and parts of Acts in conflict herewith," respectfully reported as follows: That H. B. No. 141, do pass.

On motion by Ryder, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, January 27, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

H. B. No. 50, by Dougherty: Committee on Fish & Game.

H. B. No. 61, by Appropriations Committee, by request: Committee on Finance & Claims.

H. B. No. 79, by Stewart: Committee on Military Affairs.

H. B. No. 89, by Appropriations Committee: Committee on Finance & Claims.

H. J. M. No. 2, by Dougherty: Committee on Federal Relations.

Very truly,
J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Helena, Montana, January 27, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 2 do pass.

That S. B. No. 3 do pass.

That consideration of H. B. No. 72 be passed for the day.

That H. B. No. 49 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 27, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committee:

S. B. No. 28, by Pauline: A Bill for an Act entitled: "An Act to make it unlawful for any officer, board, or other agency of the State, or any board of county commissioners, county officer or school board, or any town or city council, or city officer, to employ any married woman, having a husband able-bodied or financially able to support her, for any position or employment in this State, and making the allowance of any claim, and the issuance or payment of any warrant therefor null and void, and providing penalties for the violation of the Act." Committee on Labor and Capital.

S. B. No. 29, by Wheeler: A Bill for an Act entitled: "An Act to amend Section 5280 of the Revised Codes of Montana, 1921, relating to publication of notice of sale of Municipal Bonds." Committee on Counties & Towns.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 27, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of Introduction was this day given:

By Fenton and Parkin: A Bill for an Act entitled: "An Act to amend Section 2840 of the Revised Codes of Montana of 1921, providing that plan number three of the Workmen's Compensation shall be exclusive where a public corporation is the employer and imposing a duty upon the governing body of public corporations to file a monthly payroll report of its employees with the Industrial Accident Board; and repealing all Acts and parts of Acts in conflict herewith."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 27, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, and on motion, reports adopted:

Committee on Journal: Reported having examined the Journal for the Twenty-second legislative day and found the same correct.

A majority of Committee on Oils & Leases. Recommend S. J. M. No. 3, do pass.

Committee on Taxation: Recommend S. B. No. 24, by Survant, do pass.

Committee on Taxation: Recommend S. B. No. 12, by Ruffcorn, be amended by striking out on page 1 in lines 24 and 28 the word "eight" and inserting the word "ten;" and by striking out on page 2, lines 24 and 30,

the word "eight", and inserting the word "ten", and as so amended, recommend same do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the Speaker be authorized to appoint a committee of three to act with a like committee from the Senate for the purpose of inspecting the sub-basement of the Capitol as to the existence of fire risks and hazards.

Motion seconded and carried.

Moved by Salyerds that H. B. No. 48, be taken from General Orders and re-referred to Committee on State Institutions, Public Buildings and Grounds. Substitute motion by Hamilton of Musselshell that H. B. No. 48 be made a special order for two o'clock this afternoon. Substitute motion lost and motion by Salyerds duly seconded and carried.

The following resolution of condolence was submitted:

RESOLUTION OF CONDOLENCE UPON THE DEATH OF GUST WITT

WHEREAS, it has come to the knowledge of the Twenty-second Legislative Assembly that the beloved father of the wife of the Honorable S. C. Arnold from Stillwater County, was taken in death Tuesday, and

WHEREAS, God, in His infinite wisdom and Who doth all things for the best, has seen fit to take from this earthly scene the father of the wife of our esteemed co-worker, and

WHEREAS, the loss of a father, perhaps more than any other bereavement, always brings with it a sorrow which presses hard upon the hearts of men,

NOW, THEREFORE, BE IT RESOLVED, that the House of Representatives of the Twenty-second Assembly of the State of Montana extends to the Honorable S. C. Arnold, wife, and to their family and their friends, its sincere sympathy and condolence, and

BE IT FURTHER RESOLVED, that a copy of these resolutions, signed by the Speaker of the House, be spread upon the Journal of the House and that a copy be sent to the Honorable Mr. and Mrs. S. C. Arnold.

KNIGHT of Cascade
COFFEE of Missoula.

R. R. UELAND of Sheridan.

On motion by Ueland, R. R., of Sheridan, Resolution adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times and referred to committees:

H. B. No. 167, by Meyer, Sullivan, Goodwin, McDermott, Casey, Blewett, Doran and Finlen: A Bill for an Act entitled: "An Act to amend Section 5119 of the Revised Codes of Montana, of 1921 as amended by Section 3 of Chapter 58 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, relating to the levy of a special tax for maintaining disability and pension fund of the Fire Department Relief Association of a city or town; providing for increase of such levy and extending the provisions thereof to a municipality established under special or local law, passed by the Legislative Assembly and adopted by the electors entitled to vote thereon." Committee on Revenue and Taxation.

H. B. No. 168, by Curran: A Bill for an Act entitled: "An Act to amend Sections 1088, 1089, 1090, 1091, 1092, 1094, 1095, 1098, 1099, 1101, 1102, Revised Codes 1921 as amended by Chapter 131 of the Session Laws

of 1923, relating to granting of teachers' certificates, qualification to teach, state and county examinations, and repealing Section 1093 and Section 1103 Revised Codes 1921, as amended by Chapter 131 Laws of 1923." Committee on Education.

H. B. No. 170, by Committee on Apportionment and Representation: A Bill for an Act entitled: "An Act to amend Sections 44 and 45 of the Revised Codes of Montana of 1921, relating to the apportionment of membership of the House of Representatives in accordance with the official census of 1930 and specifying number from each county." Committee on Apportionment and Representation.

H. B. No. 171, by Lillis: A Bill for an Act entitled: "An Act amending Section 7327 of the Revised Codes of Montana, 1921, as amended by Chapter 169 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, so that the commissioners of drain and drainage districts may, in their annual reports, make the necessary assessments to pay for emergency work and necessary repairs during the preceding year and to pay outstanding indebtedness of the drainage district; to amend Chapter 39, Part IV of the Civil Code of Montana, 1921, by adding thereto new sections to be known as, and numbered, Sections 7364B, 7364C, 7364D, 7364E and 7364F, so as to make all of the drainage laws of Montana applicable to drain districts organized under any drainage law of the State of Montana enacted prior to the passage and approval of said Chapter 39; conferring upon the commissioners of such drain districts all of the power and authority now conferred upon the commissioners of drainage districts organized under and pursuant to said Chapter 39 and the amendments and additions thereto; authorizing all drain and drainage districts organized under any drainage law of Montana to file a petition in the proper district court for leave to make alterations in and additions to the drainage system of any such drain or drainage districts, the costs of which shall be apportioned in accordance with the last assessment roll of such drain districts or the last assessments or such drainage districts confirmed by the courts; and providing for hearing thereon, the giving of notice of such hearing, the granting, modification or dismissal of such petition and the conformation or modification of the proposed assessments by the court." Committee on Irrigation and Water Rights.

H. B. No. 172, by Lillis, by request: A Bill for an Act entitled: "An Act to amend Section 7345 of the Revised Codes of Montana, 1921, relating to the letting of contracts, and advertisements for bids in the matter of drainage districts." Committee on Irrigation and Water Rights.

H. B. No. 173, by Schilling: A Bill for an Act entitled: "An Act designating and empowering the State Examiner to sign all trustee and deposit receipts and releases required to be signed for and on behalf of the State of Montana in all cases relating to the deposit of county, city, and town funds." Committee on Banks and Banking.

H. B. No. 174, by Committee on Employment: A Bill for an Act entitled: "An Act to amend Section 63 of the Revised Codes of Montana of 1921 relating to officers and employees of House." Committee on Employment.

The following bill was introduced, read first and second times at length and referred to committee:

H. B. No. 169, by Darlington, Dunn and Brown of Gallatin: A Bill for an Act entitled: "An Act to appropriate money for the payment of delinquent assessments on certain school lands in Madison Dike and Drain District, Gallatin county, Montana." Committee on Appropriations.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Hodgskiss of Teton in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 96, 97, 98, Sub. H. B. No. 103, H. B. Nos. 136, 127, respectfully report as follows: That H. B. No. 96, be amended by striking all of Section 8; that H. B. No. 96, as amended, do pass. H. B. No. 97, amended in section 4, line 11, by striking the words "culls or"; that H. B. No. 97, as amended, do pass. H. B. No. 98, Sub. H. B. No. 103, H. B. Nos. 136, 127, consideration passed for the day.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Moved by Leavitt that the House recess until two o'clock this afternoon.

Motion seconded and carried.

AFTERNOON SESSION

House resumed pursuant to recess at 2:00 p.m.

Mr. Speaker in the chair.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following Bill correctly enrolled: House Joint Resolution No. 1.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign House Joint Resolution No. 1 and thereupon signed the same.

COMMUNICATIONS AND PETITIONS

The following communication was received:

RESOLUTION

TO THE MEMBERS OF THE TWENTY-SECOND LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA:

WHEREAS, it has come to our attention that there is legislation pending which proposes to abolish Plan No. 2 of the Workmen's Compensation Law; and,

WHEREAS, the members of this Society are in direct contact with injured workmen, and with the operation of Plan No. 2 and Plan No. 3 of said Workmen's Compensation Law, and it has been the observation of the members of this Society, that the private insurance carriers under Plan No. 2 pay the compensation to employees, and the medical bills in connection with compensation cases, more expeditiously and with less red tape than is required by the Industrial Accident Board under Plan No. 3; and,

WHEREAS, it is the belief of the members of this society that it would be inimical to the interests of employees, employers and the medical profession, to allow the State Industrial Accident Board, dominated by a chairman who, for all practical purposes, constitutes the Board, to be allowed a monopoly in the business of workmen's compensation insurance in this state.

NOW, THEREFORE, BE IT RESOLVED: That it is the consensus of opinion of the members of this society, that such an act abolishing Plan No. 2 of said Workmen's Compensation Law would result in the State Fund, or Industrial Accident Board, being given a monopoly in a business which is better served with the keen competition that now exists between the State Fund and the various insurance companies; that such a monopolistic situation would be contrary to sound economic principles, and would result in the employer, the employee, and the attending physician in accident cases, being placed wholly at the mercy of the Industrial Accident

Board and, in most instances, of the chairman thereof. That it is the consensus of opinion of the members of this society, that competition makes for a healthy business condition, and that the elimination of competition by giving the State Industrial Accident Board a monopoly on the workmen's compensation insurance business in this state, would result in a condition wherein the employer, the employee, and the attending physician all would suffer. That such a proposal is merely a further step toward state and government ownership of industries, and is Socialistic in principle, and is pernicious in its conception and tendencies. That the members of this society have observed the workings of Plan No. 2 and Plan No. 3, and have found from observation and experience that, both as regards the injured workman and the attending physician, better treatment and more expeditious payment is accorded by the private insurance carriers under Plan No. 2 than by the Industrial Accident Board under Plan No. 3.

BE IT FURTHER RESOLVED: That the President of this Society shall appoint a member thereof to present this Resolution to the members of the Twenty-second Legislative Assembly of the State of Montana, and to attend any hearings to be held in regard to said measure, and to present the views of this Society in that regard, and to urge that Plan No. 2 of the Workmen's Compensation Law remain in effect in this State.

Dated this 27th day of January, 1931, at Great Falls, Montana.

CASCADE COUNTY MEDICAL SOCIETY,

By (Signed) A. L. Gleason, M. D.

Its President.

ATTEST:

(Signed) R. B. Richardson, M. D., Secretary.

Speaker referred the resolution to Pauly, Chairman of Workmen's Compensation Committee.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Meyer: A Bill for an Act entitled: "An Act to make valid and enforceable written provisions or agreements for the arbitration of disputes."

By Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Section 6008, Revised Codes of Montana of 1921, relating to records of corporations."

By Leavitt, by request: A Bill for an Act entitled: "An Act providing for the incorporation of mortuary, undertaking, crematory and mausoleum companies for profit and validating the charters of such companies heretofore incorporated."

By Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Section 5905 of the Revised Codes of Montana of 1921, relative to the contents of articles of incorporation."

By Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Section 5994 of the Revised Codes of Montana of 1921, relative to the powers of corporations heretofore or hereafter organized under any of the laws of Montana, whether formed and existing before or after the taking effect of the Codes on July 1st, 1895."

By Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Sections 5946 and 5950 of the Revised Codes of Montana of 1921, relating to the representation of stockholders at meetings, elections, or votes of corporations heretofore or hereafter organized under any of the laws of Montana, whether formed and existing before or after the taking effect of the Codes on July 1st, 1895."

By Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Section 6004 of the Revised Codes of Montana of 1921, relating to the powers of corporations heretofore or hereafter organized under any of the laws of the Territory or State of Montana, whether formed and existing

before or after the taking effect of the Codes on July 1st, 1895, to sell, lease, mortgage, exchange or otherwise dispose of all or any part of the property of such corporation; and to authorize and empower such corporation to, by by-law, empower its board of directors to sell, lease, mortgage, exchange or otherwise dispose of the whole or any part of the property of such corporation."

By Leavitt and Dellwo: A Bill for an Act entitled: "An Act to authorize any corporation heretofore or hereafter organized under any of the laws of Montana, whether formed and existing before or after the taking effect of the Codes on July 1st, 1895, to close the stock transfer books for a period preceding, or fix a date for payment of any dividend, date for the allotment of rights, date for change or conversion or exchange of capital stock, or date for any other corporate action or proceeding."

By Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Section 5918 of the Revised Codes of Montana of 1921, as amended by Section 1 of Chapter 28 of the Session Laws of the Nineteenth Legislative Assembly of Montana of 1925, and Sections 5920, 5922, and 5923 of the Revised Codes of Montana of 1921, relating to the amendment of articles of incorporation of any corporation heretofore or hereafter organized under any of the laws of the State of Montana, whether formed and existing before or after the taking effect of the Codes on July 1st, 1895, and the publication and mailing of notice of an organization of and proceedings at meeting, and preparation and filing of certificate of proceedings of meeting held upon adoption of amendments to articles of incorporation."

By Goodwin, Ekegren, and Benjamin: A Bill for an Act entitled: "An Act to provide indemnity to persons injured in motor vehicle accidents and the establishment of a state automobile fund."

By Committee on Townships and Counties: A Bill for an Act entitled: "An Act to amend Sections 2238 and 2239 of the Revised Codes of Montana of 1921, as amended by Chapter 102 of the Session Laws of the Eighteenth Legislative Assembly, relating to the collection of personal property taxes, and the duties of county assessors, county treasurers, the State Board of Equalization, the Attorney General and County Attorneys in connection therewith."

By Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate funds for the operation and maintenance of certain of the state's institutions for the period beginning July 1, 1931, and ending June 30, 1933."

By Parker: A Bill for an Act entitled: "An Act to amend Section 662 Revised Codes of Montana 1921 as amended by Chapter 34 of the Session Laws of 1929 and relating to county and city central committees and their powers and providing for two county central committeemen, one a man and one a woman, for each county precinct, and two such state central committeemen, one a man and one a woman, from each county."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 130, A Bill for an Act entitled: "An Act to amend Section 9733 of the Revised Codes of Montana of 1921, giving plaintiff the right to except to the sufficiency of the sureties of said undertaking on appeal, within five days after the filing of same, and requiring the appellant to justify within five days after the service of the exception to sureties and demand for justification," respectfully report as follows: That House Bill No. 130 be amended by adding to the Title of the Bill in line nine, after the word "justification" the words "and providing for dismissal of the appeal." And insert in the beginning of line 13, before the word "appeal" the words "Section 9733"; and as so amended this Bill do pass.

RIGG, Chairman

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 37 (being Crime Commission Bill No. 40, page 53 of the Crime Commission Report), a Bill for an Act entitled: "An Act to amend Section 8893 of the Revised Codes of the State of Montana of 1921, relating to who are exempt from jury duty, and to repeal that portion only of Section 1401 of the Revised Codes of the State of Montana of 1921, which relates to and provides for the exemption of every commissioned officer and every enlisted man of the National Guard of Montana from jury duty, and also to repeal that portion only of Section 5144 of the Revised Codes of Montana of 1921, which relates to and provides for the exemption from jury duty of members of unpaid regular organized fire companies," respectfully report as follows: That House Bill No. 37 be amended as follows: That the Title of said Bill be amended to read as follows: A Bill for an Act entitled: "An Act to amend Section 8893 of the Revised Codes of the State of Montana of 1921 relating to who are exempt from jury duty and to repeal that portion only of Section 1401 of the Revised Code of the State of Montana of 1921 as amended by Section 1 of Chapter 51 of the Laws of the Nineteenth Legislative Assembly which relates to and provides for the exemption of every commissioned officer and every enlisted man of the National Guard of Montana, the organized reserves of the National Guard of Montana and the organized reserves of the Army of the United States from jury duty; also to repeal that portion only of Section 5144 of the Revised Codes of Montana of 1921 which relates to and provides for the exemption from jury duty of members of unpaid regular organized fire companies." That all of that part of Section 1 of said Bill which follows after the words "Section 8893. Who are exempt from jury duty," appearing in line 28 of the first page of the original bill be stricken out and the following substituted therefore: "A person is only exempt from liability to act as a trial juror if he be (1) A practising physician or surgeon, or (2) An attorney-at-law in practice, or is a (3) Commissioned officer or enlisted man in the service of the National Guard of Montana, the organized Reserves of the National Guard of Montana, or the Organized Reserves of the Army of the United States, or (4) An active member of a paid Fire Department of any city or town in this State, provided the number of Firemen hereby exempt does not exceed twenty-eight including officers for every company organized; and such members from each company must be selected from the roll of each company according to the seniority of membership, and a list containing the names of such persons must be made out by the secretary of each company and filed with the Clerk of the Board of County Commissioners on the first Mondays of December, March, June, and September of each year, and any failure to file the list hereby required is considered a waiver of such exemption, or (5) A person who has served as a trial juror in the court in which he is summoned as such juror within the two years preceding the date on which he is summoned to appear at court as a juror.

The court must discharge a person from serving as a trial juror in any of the following cases: (a) Where it satisfactorily appears that he is not competent; or (b) When it satisfactorily appears that he is exempt and claims the privilege of such exemption; or (c) When it appears that he is a party plaintiff or defendant in any case which is to be tried by a jury at the term of court for which such person has been summoned to serve as a juror."

We do further recommend that Section 2 of said bill be amended by inserting in the second line thereof at line 10 of the second page of said bill and following the figures "1921" and preceding the word "insofar" the words "as amended by Section 1 of Chapter 51 of the Laws of the Nineteenth Legislative Assembly."

We do further recommend that all of Section 5 be stricken from the bill; and that when so amended, the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Woodcock that the House reconsider its action on H. B. No. 31 and roll call requested. Motion seconded and carried by the following vote:

Ayes: Arnold (Rosebud), Benjamin, Brown (Gallatin), Buck, Burrell, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Ekegren, Dunn, Erickson, Fairgrieve, Gordon, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, McCormack, McFarland, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Troy, Ueland, Andrew, Ueland R. R., Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 65.

Noes: Adair, Bechtel, Blewett, Brown (Cascade), Budas, Burke, Casey, Chapman, Doran, Finlen, Goodwin, Grabow, Graff, Hamilton (Mus-selshell), Haverfield, Lillis, Mason, McDermott, Merriman, Meyer, O'Con-nell, Porter, Repogle, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Vollmer. Total 32.

Absent and not voting: Arnold (Stillwater), Freed, Morris, Watson (Missoula). Total 4.

Moved by Moss that H. B. No. 127 be taken from General Orders and re-referred to the Committee on Military Affairs.

Motion seconded and carried.

Moved by Leavitt that the special committee authorized to investigate the fire hazards of the Capitol basement be instructed to also investigate the building heating plant of the Capitol.

Motion seconded and carried.

The Speaker appointed the special committee to investigate the fire hazards of the sub-basement and heating plant of the Capitol as follows: Henderson of Granite, Cole of Yellowstone and Benjamin of Toole.

Moved by Leavitt that the three select committees appointed to investigate and report on the needs of the various state institutions be given an extension of time in which to make their reports until the twenty-ninth. Motion seconded and carried.

Moved by Leavitt that the general committee on allocation appointed for the purpose of conferring and advising with the three select committees be given until January 31st, in which to report to the House and Appropriations Committee. Motion seconded and carried.

Moved by Leavitt that H. B. No. 98 be taken from General Orders and re-referred to Committee on Horticulture. Motion seconded and carried.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. Nos. 107, 112, 125, 132.

GREEN, Chairman.

Report adopted.

Moved by Mason that the House recess for a few minutes so that the entertainment committee might give a short program. There being no objection, unanimous consent granted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bill was introduced, read first and second times and referred to Committee on Townships and Counties:

H. B. No. 175, by A. Ueland and Ekegren by request: A Bill for an Act entitled: "An Act providing for general meetings of the various county clerks and recorders of the State, when such meetings are deemed

advisable by the State Examiner; providing where meetings shall be held; providing for the payment of expenses by the various counties.

THIRD READING OF HOUSE BILLS

H. B. No. 20, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, McCormack, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Adair, Casey, Doran, Goodwin, Hamilton (Musselshell), Mason, McDermott, Meyer, O'Connell, Replogle, Schilling. Total 11.

Absent and not voting: Arnold (Stillwater), Lillis, Martin, Morris, Sullivan, Waite, Watson (Missoula). Total 7.

H. B. No. 38, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: Adair, Finlen, Freed, Goodwin, Meyer, Replogle, Schilling. Total 7.

Absent and not voting: Arnold (Stillwater), Lillis, Morris, Troy, Watson (Missoula). Total 5.

H. B. No. 65, introduced by Fairgrieve, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan,

Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 96.

Noes: None.

Absent and not voting: Arnold (Stillwater), Lillis, Morris, Ryder, Watson (Missoula). Total 5.

Sub. H. B. No. 85, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Shannon, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 96.

Noes: None.

Absent and not voting: Arnold (Stillwater), Fairgrieve, Miller, Morris, Watson (Missoula). Total 5.

H. B. No. 100, introduced by Brown of Gallatin, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Bechtel, Brown (Gallatin), Buck, Budas, Burrell, Coffee, Cole, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Gordon, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, McCormack, Merriman, Miller, Minnick, Moss, Nelstead, Nyquist, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Stewart, Swope, Ueland, Andrew, Ueland, R. R., Waite, Waring, Willard, Wilson, Mr. Speaker. Total 59.

Noes: Adair, Benjamin, Blewett, Brown (Cascade), Burke, Casey, Chapman, Cooney, Doran, Finlen, Freed, Goodwin, Grabow, Graff, Knight, Kruse, Martin, Mason, McDermott, McFarland, Metlen, Meyer, Murphy, O'Connell, O'Day, Pappin, Pauly, Roll, Southmayd, Spangler, Sullivan, Tinsley, Vollmer, Watson (Meagher), Woodcock. Total 35.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Fairgrieve, Morris, Shannon, Troy, Watson (Missoula). Total 7.

H. B. No. 31, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Brown (Gallatin), Buck, Burrell, Coffee, Cole, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Freed, Green, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, McCormack, McFarland, Metlen, Moss, Nelstead, Nyquist, Parker, Pauly, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Ueland, Andrew, Ueland, R. R., Waite, Waring, Willard, Wilson, Woodcock, Mr. Speaker. Total 53.

Noes: Bechtel, Benjamin, Blewett, Brown (Cascade), Budas, Burke, Casey, Chapman, Cooney, Doran, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Hamilton (Musselshell), Hamilton (Phillips), Knight, Martin, Mason, McDermott, Merriman, Meyer, Miller, Minnick, Murphy, O'Connell, O'Day, Pappin, Porter, Replogle, Schilling, Shannon, Sheffer,

Southmayd, Spangler, Sullivan, Swope, Tinsley, Vollmer, Watson (Meagher), Total 42.

Absent and not voting: Arnold (Stillwater), Morris, Stewart, Troy, Watson (Missoula). Total 5.

Present and not voting: Adair. Total 1.

H. B. No. 107, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Brown (Gallatin), Blewett, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Hagestad, Hamilton (Phillips), Hanson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Moss, Murphy, Nyquist, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Schilling, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Brown (Cascade), Buck, Dellwo, Graff, Green, Haight, Hamilton (Musselshell), Haverfield, Henderson, Lewis, Meyer, Minnick, Morris, Nelstead, O'Connell, Porter, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Stewart, Ueland, Andrew, Waite, Watson (Missoula). Total 30.

H. B. No. 112, introduced by Willard, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Bechtel, Blewett, Brown (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Doran, Dougherty, Dunn, Erickson, Grabow, Graff, Haight, Hamilton (Phillips), Hanson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, McFarland, Meyer, Moss, Murphy, Nyquist, O'Day, Pappin, Parker, Quamme, Replogle, Rigg, Schilling, Shannon, Southmayd, Spangler, Stewart, Troy, Waring, Watson (Meagher), Willard, Wilson, Woodcock. Mr. Speaker. Total 53.

Noes: Adair, Benjamin, Burrell, Ekegren, Fairgrieve, Freed, Goodwin, Gordon, Hagestad, Hamilton (Musselshell), Henderson, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Miller, Pauly, Ross, Sheffer, Sullivan, Tinsley, Ueland, R. R., Vollmer. Total 25.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, Finlen, Green, Haverfield, Lewis, Minnick, Morris, Nelstead, O'Connell, Porter, Roll, Rolph, Ryder, Salyerds, Sample, Swope, Ueland, Andrew, Waite. Total 23.

H. B. No. 125, introduced by Committee on State Boards & Officers, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, Freed, Green, Haverfield, Lewis, Minnick, Morris, Nelstead, Porter, Roll, Salyerds, Sample, Ueland, Andrew, Waite, Watson (Missoula). Total 19.

H. B. No. 132, introduced by Finlen, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Mussellshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Schilling, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, Freed, Green, Haverfield, Lewis, Minnick, Morris, Nelstead, Porter, Roll, Ryder, Salyerds, Sample, Shannon, Sheffer, Ueland, Andrew, Waite, Watson (Missoula). Total 22.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

"Mr. Speaker: We, your Committee on Rules, Joint Rules, and Order of Business having had under consideration proposed amendments and changes to the rules, submit the following report:

No. 1. That the title page read as follows:

Rules of the House, Rules of the Senate, and Joint Rules of the Senate and House of Representatives of the Twenty-second Legislative Assembly, State of Montana, 1931.

No. 2. That rule 8 be amended to read as follows: Committees.

1. The Committee on Rules, Joint Rules and Orders of Business shall consist of the Speaker and four members to be by him appointed.

The Speaker shall appoint the following standing committees, to consist of such number of members, not exceeding fifteen, except appropriations committee, as he may elect, unless otherwise specially ordered by the House, viz., 1. Affairs of cities; 2. Agriculture; 3. Apportionment and Representation; 4. Appropriations; 5. Aviation; 6. Banks and Banking; 7. Conservation of Resources; 8. Constitutional Amendments; 9. Corporations Other than Municipal; 10. Dairying; 11. Development and Publicity; 12. Education; 13. Employment; 14. Engrossing; 15. Enrolling; 16. Fairs and Expositions; 17. Federal Relations; 18. Fish and Game; 19. Highways; 20. Horticulture; 21. Insurance; 22. Irrigation and Water Rights; 23. Journal; 24. Judiciary; 25. Labor; 26. Livestock and Public Ranges; 27. Mileage and Per Diem; 28. Military Affairs; 29. Mines and Mining; 30. Petroleum, Oil and Gas; 31. Printing; 32. Privileges and Elections; 33. Public Health and Sanitary Affairs; 34. Public Morals, Charities and Reforms; 35. Public Safety; 36. Public Utilities and State Commissions; 37. Railroads and Transportation; 38. Revenue and Taxation; 39. Rules, Joint Rules and Order of Business; 40. State Boards and Officers; 41. State Institutions; Public Buildings and Grounds; 42. State Lands; 43. Townships and Counties; 44. Waterways and Navigation; 45. Ways and Means; 46. Workmen's Compensation.

No. 3. And that Rule 59 be added to read as follows:

Rule 59. Executive Session. On a motion made and seconded to close the doors of the House on the discussion of any business which may, in the opinion of the House, require secrecy, the Speaker shall require

all persons, except the members and the Chief Clerk, to withdraw and during the discussion of said motion the doors shall remain closed and every member and officer of the House shall keep secret all such matters, proceedings and things whereof secrecy shall be enjoined by order of the House.

No. 4. That the Order of Business be changed as follows:

No. 8 shall be: Consideration of General Orders. No. 9. Third Reading of Senate Bills. No. 10. Third Reading of House Bills.

No. 5. And that with these changes the rules of the 21st Legislative Assembly be printed and become the official rules of the Twenty-second Legislative Assembly.

MOSS, Chairman.

On motion by Moss, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 4, introduced by Gilboe, Hagerty and Larson, A Bill for an Act entitled: "An Act to provide for the adjustment of claims and taxes levied prior to 1919, and to authorize the transfer from one to the other of tax certificates and tax titles to property obtained by sales for delinquent taxes as between the Counties of Teton, Glacier, and Pondera, and to validate titles so obtained," respectfully report as follows: That Senate Bill No. 4 be concurred in.

PARKER, Chairman.

On motion by Parker, report adopted.

Speaker changed reference of H. B. No. 167 by taking it from the Revenue and Taxation Committee and referring it to Committee on Affairs of Cities.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Governor:

State of Montana,
Office of the Governor,
Helena, January 28, 1931.

The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have this day approved House Joint Resolution No. 1, memorializing Congress to enact legislation looking to the construction of reservoirs for the storage of flood waters upon streams tributary to the Mississippi.

J. E. ERICKSON, Governor.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Schilling: A Bill for an Act entitled: "An Act to amend Section 11416 of the Revised Codes of Montana of 1921, relating to the removing, selling or transferring of mortgaged personal property without the written consent of the mortgagee, to defraud mortgagee or purchasers thereof; including corporations in the term "person"; providing every officer, agent or person in charge of a corporation, or person committing any of the acts made unlawful herein, will be guilty of larceny and shall be punished accordingly."

By Parker: A Bill for an Act entitled: "An Act to amend Section 9443 of the Revised Codes of Montana of 1921 and Section 9444 of the Revised Codes of Montana of 1921 as amended by Section 2 of Chapter 16 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the redemption of real property from execution sales; providing who

may be redemptioners thereof; providing when the judgment debtor, or his wife, or redemptioner may redeem, and fixing the rate of interest thereon."

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. Nos. 6, 29, 44, 122, 150.

NYQUIST, Chairman.

Report adopted.

Moved by Leavitt that the House adjourn until Thursday, January 29, 1931, at 11:00 a.m.

Motion seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-FIFTH DAY

House of Representatives

Helena, Montana, January 29, 1931.

House convened at 11:00 a.m., pursuant to adjournment .

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except Arnold (Stillwater), Jarrett and McCormack, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 24th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. Nos. 96, 97, 114.

GREEN, Chairman.

Report adopted.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Nelstead, by request: A Bill for an Act entitled: "An Act to amend Section 4288 of the Revised Codes of Montana, 1921, relating to the recording of trade marks and fees thereof."

By Shannon: A Bill for an Act entitled: "An Act fixing the salary of the Chancellor of the University of Montana."

By Committee on Agriculture: A Bill for an Act entitled: "An Act to regulate and license the sale of commercial fertilizer, to provide for the inspection of fertilizing materials, and fixing penalties for violation of the Act."

By Nyquist: A Bill for an Act entitled: "An Act to amend Section 2153 of the Revised Codes of Montana of 1921, as amended by Chapter 113 of the Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the lien of personal property taxes; providing such taxes shall be a lien upon the real property of the owner; providing the mortgagee may request the personal property and real estate of the owner be separately assessed if said taxes have not been paid by the owner, or

is shown by affidavit to have been paid by the mortgagee for one or more years, and providing the duty of the County Assessor in connection therewith, and providing the manner of collecting said personal property taxes when so assessed."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 133, introduced by Woodcock, Gordon, Troy, Stewart, Rigg, Benjamin, Roll, Ross, Adair, Buck and Hodgskiss, A Bill for an Act entitled: "An Act to appropriate money for the erection of a memorial commemorating the exploration of the Lewis and Clark Expedition, and authorizing the commission to administer the appropriation therein provided", respectfully report as follows: That House Bill No. 133 be returned to the House without recommendation, and referred to the Appropriations Committee.

BROWN of Gallatin, Chairman.

On motion by Brown of Gallatin, report adopted.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs, having had under consideration House Bill No. 134, A Bill for an Act entitled: "An Act to amend Sections 3, 9, 10 and 11 of Chapter 127, of the Session Laws of the Twenty-first Legislative Assembly 1929, relating to barber apprentices, the powers and duties of the board of barber examiners, regulations for schools of barbering, providing penalties for violations of this Act and the issuing of permit prior to examination with specific exemption of persons trained by the State Board of Civilian Rehabilitation", respectfully report as follows: That House Bill No. 134 do pass.

SHEFFER, Chairman.

On motion by Sheffer, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, January 28, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Kane, the request of the House for the return of H. B. No. 88 was this day granted, and bill is herewith returned for further consideration.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 28, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 49, by Cranston, was this day read third time and concurred in, title agreed to, and is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show.

Motion seconded and carried.

Helena, Montana, January 28, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Standing Committee this day reported as follows, reports adopted:

Committee on Judiciary: Recommend that S. B. No. 1, by Crawford, do not pass. On roll call, Bill was ordered printed.

Committee on Aviation: Recommend that H. B. No. 21, by Leavitt and Dellwo, by request, be concurred in.

Committee on Federal Relations: Recommend that H. J. M. No. 1, by Willard, Schilling, Watson and Coffee, be concurred in.

Committee on Federal Relations: Recommend that H. J. M. No. 2, by Dougherty, be concurred in.

Committee on Federal Relations: Recommend that S. J. M. No. 1, by Pauline, do pass.

Very truly, J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 28, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 8 do not pass.

Very truly,
J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 28, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 9 be amended by striking out all of Section 6, and re-numbering Section 7 to read Section 6, Section 8 to read Section 7, Section 9 to read Section 8, Section 10 to read Section 9, and Section 11 to read Section 10, and as so amended, recommend bill do pass.

That H. B. No. 72 be concurred in.

Very truly,
J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 28, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Oils and Leases, having had under consideration S. B. No. 7, by Harris, recommend that same do not pass.

Report adopted.

Very truly,
J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 28, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day introduced, read first and second time and referred to Committee:

S. B. No. 30, by Holt, Delaney and Kaulbach: A Bill for an Act entitled: "An Act providing for the licensing of persons, firms or corporations selling or vending drugs, medicines and remedies as provided under the authority of Chapter 227 of the Revised Codes of Montana of 1921, providing for the issuance of such license, and fees therefor and penalties for the violation of the provisions of this Act and for the revocation of licenses issued hereunder". Committee on Judiciary.

Very truly,
J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 28, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Campbell and Willis: A Bill for an Act entitled: "An Act to amend Sections 8607, 8608, 8609 and 8610 of the Revised Codes of Montana of 1921, regulating the sales in bulk of goods, wares, merchandise and fixtures, and all personal property used in the business of the vendor, and making provision for the protection of creditors of the vendor."

By Husband: A Bill for an Act entitled: "An Act to amend Section 1998 of the Revised Codes of Montana of 1921, relating to exemptions from taxation."

By Pauline: A Bill for an Act entitled: "An Act amending Section 2436 of the Revised Codes of Montana, 1921, relating to the licenses of manufacturers of soft drinks and providing for said license fees."

By Delaney: A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate and corporation engaged in carrying on within this State the business of owning, controlling, managing, leasing or operating any well or wells from which natural gas is produced, or the business of owning, controlling, managing, leasing, or operating a pipeline or pipelines for the transportation or carriage of natural gas, whether for public hire or not, or the business of obtaining, acquiring, purchasing or controlling the acquisition or purchase of natural gas for the purpose of selling, furnishing or delivery of said natural gas to any other person or persons, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act."

By Delaney: A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaging in or carrying on the business of distributing to the public within this state natural gas not produced within this state, or engaged in the business of owning, controlling, managing, leasing, or operating within this State any system or plant for the distribution of natural gas, not produced within this state, to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act."

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Logan that H. B. No. 88, be re-referred to Committee on Appropriations. Motion seconded and carried.

Moved by Ryder that H. B. No. 141 be recalled from Printing Committee and re-referred to Committee on Insurance. Motion seconded and carried.

Moved by Dellwo that the three select committees appointed for investigational work of State institutions and the committee on allocation of funds be given until Monday, February 2nd in which to make reports. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times and referred to committees:

H. B. No. 176, by Parker: A Bill for an Act entitled: "An Act to amend Section 662 Revised Codes of Montana 1921 as amended by Chapter 34 of the Session Laws of 1929 and relating to county and city central

committees and their powers and providing for two county central committee men, one a man and one a woman, for each county precinct, and two such state central committee men, one a man and one a woman, from each county." Committee on Privileges and Elections.

H. B. No. 177, by Parker: A Bill for an Act entitled: "An Act to amend Section 9443 of the Revised Codes of Montana of 1921 and Section 9444 of the Revised Codes of Montana of 1921 as amended by Section 2 of Chapter 16 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the redemption of real property from execution sales; providing who may be redemptioners thereof; providing when the judgment debtor, or his wife, or redemptioner may redeem, and fixing the rate of interest thereon." Committee on Judiciary.

H. B. No. 178, by Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Section 5994 of the Revised Codes of Montana of 1921, relative to the powers of corporations heretofore or hereafter organized under any of the laws of Montana, whether formed and existing before or after the taking effect of the Codes on July 1st, 1895." Committee on Corporations other than Municipal.

H. B. No. 179, by Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Section 6008, Revised Codes of Montana of 1921, relating to records of corporations." Committee on Corporations other than Municipal.

H. B. No. 180, by Leavitt, by request: A Bill for an Act entitled: "An Act providing for the incorporation of mortuary, undertaking, crematory and mausoleum companies for profit and validating the charters of such companies heretofore incorporated." Committee on Corporations other than Municipal.

H. B. No. 181, by Southmayd, Minnick, Haverfield and Martin: A Bill for an Act entitled: "An Act to amend Section 9428 of the Revised Codes of Montana of 1921 providing for specific exemptions for judgment debtors who are married, or who are heads of families, particularly amending the exemptions to surgeons, physicians, dentists, ministers of the Gospel; particularly providing for automobiles used in professional calls, and to provide an exemption for optometrists for the instruments and paraphernalia used in their business, and amending certain Acts, or parts of Acts, in conflict herewith." Committee on Judiciary.

H. B. No. 182, by Ryder, by request: A Bill for an Act entitled: "An Act to amend Section 4047 of the Revised Codes of Montana, 1921, relating to investment companies, and the sale or distribution of stocks, bonds, etc., and providing for the withdrawal of installments paid thereon." Committee on Banks and Banking.

H. B. No. 183, by Ryder, by request: A Bill for an Act entitled: "An Act to amend Sections 4026 and 4027 of the Revised Codes of Montana of 1921 as amended by Sections 1 and 2 of Chapter 179 of the Session Laws of 1929 and Section 4038 of the Revised Codes of Montana of 1921 defining investment companies and securities, providing for appeals to State Board of Examiners from decisions of the Investment Commissioner, and repealing all Acts and parts of Acts in conflict therewith." Committee on Townships and Counties.

H. B. No. 184, by Committee on Townships and Counties: A Bill for an Act entitled: "An Act relating to the attachment of personal property, prescribing duties of plaintiff to furnish information to officers serving the writ, and fixing liability in case of suit for wrongful attachment." Committee on Townships and Counties.

H. B. No. 185, by Committee on Townships and Counties: A Bill for an Act entitled: "An Act to amend Sections 2238 and 2239 of the Revised Codes of Montana of 1921, as amended by Chapter 102 of the Session Laws of the Eighteenth Legislative Assembly, relating to the collection of personal property taxes, and the duties of County Assessors, County Treasurers, the State Board of Equalization, the Attorney General and County

Attorneys in connection therewith." Committee on Townships and Counties.

H. B. No. 186, by Bechtel, Darlington and Meyer: A Bill for an Act entitled: "An Act to make valid and enforceable written provisions or agreements for the arbitration of disputes." Committee on Judiciary.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders.

Motion seconded and carried.

Pauly of Powell in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Sub. H. B. No. 103, H. B. No. 136, 43, respectfully report as follows: Recommend that Sub. H. B. No. 103 be amended by striking out all of section 3. That Sub. H. B. No. 103, as amended, do pass. H. B. No. 136, be amended by adding a new section to be known as Section 3. This Act shall be in full force and effect from and after its passage and approval. That H. B. No. 136, as amended, do pass. H. B. No. 43, do pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Moved by Leavitt that the House recess until 2 o'clock this afternoon. Motion seconded and carried.

AFTERNOON SESSION

House resumed pursuant to recess.

Mr. Speaker in the chair.

NOTICES

Author gave notice that he would on tomorrow or some subsequent day, introduce a bill as follows:

By Woodcock: A Bill for an Act entitled: "An Act relating to the destruction of satisfied chattel mortgages and contracts of conditional sale, together with the written satisfaction thereof by the County Clerk and Recorder five years after such satisfaction is made."

MOTIONS AND RESOLUTIONS

Moved by Moss that H. B. No. 77, be taken from Highways Committee and referred to Committee on Judiciary.

Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times, and referred to committees:

H. B. No. 187, by Schilling: A Bill for an Act entitled: "An Act to amend Section 11416 of the Revised Codes of Montana of 1921, relating to the removing, selling or transferring of mortgaged personal property without written consent of mortgagee, to defraud mortgagee or purchaser thereof; including corporations in the term "person"; providing every officer, agent or person in charge of a corporation, or person committing any of the acts made unlawful herein, will be guilty of larceny and shall be punished accordingly." Referred to Committee on Judiciary.

H. B. No. 188, by Brown of Gallatin: A Bill for an Act entitled: "An Act to provide for the inspection and analysis of commercial feeding stuffs

and to regulate the sale thereof in the State of Montana; to define the term commercial feeding stuffs; to provide for guarantees of the ingredients of commercial feeding stuffs and affixing labels to the packages thereof; to provide for the collection of license fees from manufacturers of or dealers in commercial feeding stuffs; to prohibit the sale of fraudulent or adulterated commercial feeding stuffs; to fix the penalties for the violation of the provisions of the Act; and to authorize the expenditure of the funds derived from the license fees." Referred to Committee on Agriculture.

H. B. No. 189, by Goodwin, Benjamin and Ekegren: A Bill for an Act entitled: "An Act to provide indemnity to persons injured in motor vehicle accidents and the establishment of a state automobile fund." Referred to Committee on Public Safety.

Requested by Logan, Chairman of Appropriations Committee that unanimous consent of House be given for the introduction of an appropriations bill without previous notice. Permission granted.

The following bill was this day introduced, read first and second times at length and referred to committee:

H. B. No. 190, by Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance, and other purposes, as designated herein, for certain state departments, boards, bureaus and commissions for the period beginning July 1, 1931, and ending June 30, 1933." Referred to Committee on Appropriations.

Leavitt requested that the Appropriations Committee be excused for a short time and Committee thereupon excused.

THIRD READING OF HOUSE BILLS

H. B. No. 96, introduced by Committee on Horticulture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Benjamin, Blewett, Buck, Budas, Burke, Burrell, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Swope, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Mr. Speaker. Total 82.

Noes Adair, Casey, Sullivan. Total 3.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Coffee, Doran, Green, Logan, McCormack, O'Connell, O'Day, Shannon, Tinsley, Troy, Waite. Total 16.

H. B. No. 97, introduced by Committee on Horticulture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Benjamin, Blewett, Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Pappin, Parker, Pauly, Porter, Replogle, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Adair. Total 1.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater) Bechtel, Brown (Gallatin), Brown (Cascade), Coffee, Doran, Erickson, Green, Logan, McCormack, Nyquist, O'Connell, O'Day, Quamme, Rigg, Ryder, Shannon, Swope, Tinsley, Troy, Waite. Total 22.

H. B. No. 114, introduced by Burke, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Benjamin, Blewett, Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Finlen, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Pappin, Parker, Pauly, Porter, Replogle, Rigg, Rolph, Schilling, Sheffer, Southmayd, Spangler, Stewart, Ueland, Andrew, Ueland, R. R., Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 65.

Noes: Ekegren, Fairgrieve, Freed, Goodwin, Gordon, Henderson, Hodgskiss, Knight, Roll, Ross, Salyerds, Sample, Sullivan, Vollmer, Watson (Meagher). Total 15.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater) Bechtel, Brown (Gallatin), Brown (Cascade), Coffee, Doran, Erickson Green, Logan, McCormack, Nyquist, O'Connell, O'Day, Quamme, Ryder Shannon, Swope, Tinsley, Troy, Waite. Total 21.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders.

Motion seconded and carried.

Willard of Missoula in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your committee of the Whole, having had under consideration House Bills Nos. 44, 24, 45, 42, 46, 47, 55, 67, 109, respectfully recommend that H. B. No. 44, do pass. H. B. No. 24, do pass. H. B. No. 45, do pass. H. B. No. 42, do pass. H. B. No. 46, do pass. H. B. No. 47, do pass. Consideration of H. B. No. 55, passed for the day. H. B. No. 109, amended by striking out in section one, line 47, the word "Reform" and inserting in lieu thereof the words "State Industrial" that H. B. No. 109, as amended, do pass.

WILLARD, Chairman.

On motion by Willard, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders.

Motion seconded and carried.

Manning of Wilboux in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 121, 122, 131, 150, Senate Bill No. 4, and H. B. No. 67, respectfully report as follows: That House Bill No. 121, do pass. H. B. No. 122, do pass. H. B. No. 131, recommend enacting clause be stricken. H. B. No. 150, do pass. Senate Bill No. 4 concurred in. Further consideration of H. B. No. 67 passed for the day.

MANNING, Chairman.

On motion by Manning, report adopted.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 49.

HENDERSON, Chairman.

Report adopted.

Mr. Speaker gave notice that he was about to sign H. B. No. 49 and thereupon signed same.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. No. 43, Sub. H. B. No. 103, H. B. No. 136.

NELSTEAD, Vice-Chairman.

Report adopted.

House reverted to Order of Business No. 2, upon request.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Metlen: A Bill for an Act entitled: "An Act to amend Section 8813 of the Revised Codes of Montana of 1921, as amended by Chapter 91 of the Laws of the Twenty-first Legislative Assembly, 1929, relating to the number of judges in judicial districts, and when the same is to take effect."

By Kruse, Replogle and Adair, A Resolution Memorializing Congress for the passage of pending legislation relating to permanent veterans' hospitalization for the State of Montana.

On motion by Leavitt, seconded and carried, House adjourned until Friday morning, January 30, 1931, at 10:30 o'clock.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-SIXTH DAY

Helena, Montana, January 30, 1931.
House of Representatives,

House convened at 10.30 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Arnold (Stillwater), Morris and McCormack, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 25th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received:

All members of the Legislature who are interested in Boy Scout work are most cordially invited to attend the meeting of Troop No. 2 tonight in the parlors of St. Paul's Methodist Church on the corner of Broadway and Ewing streets. It is to be a special meeting.

L. O'NEAL, Scoutmaster.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Willard: A Bill for an Act entitled: "An Act to amend Code Section 12459 relating to the designation of certain county jails for state prison purposes and notifying judges of said action by the Board of Prison Commissioners, and providing for the confinement of prisoners sentenced to the state prison in institutions for the confinement of prisoners outside of this state."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2899 of the Revised Codes of Montana of 1921 relating to the time in which claims for personal injury or death must be presented."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2918 of the Revised Codes of Montana of 1921 relating to the date from which compensation shall be paid."

By Lillis by request, Arnold of Rosebud by request, Replogle by request: A Bill for an Act entitled: "An Act to amend Section 5766 Revised Codes of Montana, 1921, relating to the period of residence required to entitle plaintiff to divorce."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 128, a Bill for an Act entitled: "An Act to amend Section 5738 of the Revised Codes of 1921, relating to grounds for divorce and defining extreme cruelty to exist and be persisted in for a period of one year," respectfully report as follows: That House Bill No. 128 be amended as follows: That in the title after the word "cruelty" that the words "to exist and be persisted in for a period of one year," be stricken out and the following words inserted in lieu thereof: "and providing for the period of time extreme cruelty must exist and must be persisted in," so that the title will read as follows: A Bill for an Act entitled: "An Act to amend Section 5738 of the Revised Codes of Montana of 1921, relating to grounds for divorce and defining extreme cruelty, and providing for the period of time extreme cruelty must exist and be persisted in."

That after the words "Be it enacted by the Legislative Assembly of the State of Montana:" that the words and figures "Section 5838, Section 1," be stricken out and the following inserted thereof: Section 1. That Section 5738 of the Revised Codes of Montana of 1921, be, and the same hereby is amended to read as follows: "Section 5738." And that when so amended, the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 129, a Bill for an Act entitled: "An Act to amend Section 9429 of the Revised Codes of Montana of 1921 relating to the exemption of judgment debtor, permitting plaintiff to file objections to application for exemptions, providing a hearing thereon, and decision relative thereto," respectfully report as follows: That House Bill No. 129 be amended as follows: That the title of the bill be amended by striking out the words "judgment debtor," on line 5 of the original bill, and inserting in lieu thereof the words "earnings of judgment debtor; defining the words 'his family';" that the title be further amended by adding after the word "thereto" the words "and providing that said exemptions apply equally to a widow and deserted wife." That Section 1 be amended by inserting after the figures "9429" in line 11, page 1 of the original bill, the following: "exemption of earnings—debts incurred for necessities." That Section 1 be further amended by inserting after the word "in" and before

the word "America" in line 15, page 1 of the original bill, the words "the United States of." And that when so amended, the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration House Bill No. 123, a Bill for an Act entitled: "An Act providing for the taxation of agricultural products on the farm and in possession of owner or tenant producing same," respectfully report as follows: That House Bill No. 123 do not pass but that Substitute House Bill No. 123, a Bill for an Act entitled: "An Act providing for a basis of imposition of taxes on agricultural products in storage, or held on the farm, and amending all Acts and parts of Acts in conflict herewith," do pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, January 29, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 89, by Committee on Appropriations, was this day recommended for non-concurrence by the Senate Committee on Finance and Claims, report adopted, and bill is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 29, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to committees:

H. B. No. 20, by Leavitt and Dellwo, by request—Committee on Judiciary.

H. B. No. 31, by Leavitt and Dellwo, by request—Committee on Judiciary.

H. B. No. 38, by Leavitt and Dellwo, by request—Committee on Judiciary.

H. B. No. 65, by Fairgrieve—Committee on Labor and Capital.

Sub. for H. B. No. 85, by Committee on Agriculture—Committee on Agriculture.

H. B. No. 100, by Brown of Gallatin—Judiciary Committee.

H. B. No. 107, by Committee on Appropriations—Committee on Finance and Claims.

H. B. No. 112, by Willard—Committee on Counties and Towns.

H. B. No. 125, by Committee on State Boards and Offices—Committee on State Boards and Offices.

H. B. No. 132, by Finlen—Committee on Judiciary.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, January 29, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 72, by McCormack, was this day read three several times and concurred in, title agreed to, and is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, January 29, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence: S. B. No. 2, by Duncan, by request. S. B. No. 3, by Duncan, by request. S. B. No. 9, by Parkin.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, January 29, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows: That H. B. No. 25 do pass. That consideration of H. B. No. 21 be passed for the day. That H. J. M. No. 1 be concurred in. That H. J. M. No. 2 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 29, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Taxation this day, having had under consideration Senate Bill No. 12, reports and recommends as follows, report adopted:

That all previous amendments made heretofore be withdrawn. That bill be amended in Section 1 on page 1, beginning after the word "year" in line 22, by striking out the last three words in said line, together with all of lines 23 to 30, inclusive, and by striking out the comma after the word "year" in line 22 and inserting a period, also by adding the following:

"If the first one-half of the taxes on any property shall not be paid by 6 o'clock P. M. of the 30th day of November of each year, the amount of such first one-half shall become delinquent and there shall be added thereto a penalty of two per cent and such amount with penalty added shall bear interest at the rate of ten per cent per annum from the date the same became delinquent until paid, but there shall be no sale of such property for such delinquent taxes until after the 31st day of May following. No person shall be permitted to pay the second one-half of the taxes against any property without at the same time paying any amount which may have become delinquent on the first one-half thereof, with penalty and interest. If the second one-half of any taxes shall not be paid on or before 6 o'clock P. M. of the 31st day of May the same shall become delinquent and a penalty of two per cent shall be added thereto and the amount of such second one-half with penalty added shall bear interest at the rate of ten per cent per annum from the date the same became delinquent. Whenever the second one-half of the taxes against any property shall become delinquent the county treasurer shall proceed to advertise and sell such property, in the manner provided by law, for the whole amount of the delinquent taxes which may be due thereon with penalties and interest thereon."

Further amend in Section 2, page 2, line 21, by striking out the word "will" and inserting a comma after the word "assessed," together with the following words: "except taxes on personal property, not a lien on real estate, and special assessments made for special improvements in towns and cities," also to strike out in line 25, page 2, the word "eight" and insert the word "ten"; likewise in line 31, page 2, strike out the word "eight" and insert the word "ten."

And as so amended, recommend the bill do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 29, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 94 of Chapter 89 of the Laws of Montana of 1927, relating to consolidation of banks."

By Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 46, Chapter 89, of the Laws of 1927, relating to the calculation of profits by banks."

By Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Chapter 180, Laws of 1929, relating to the depositing of funds in the hands of the State Treasurer; and providing for the security to be delivered by the banks designated as depositories by the State Depository Board."

By Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 10975 of the Revised Codes of Montana of 1921, fixing the punishment for the crime of robbery."

By Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 8416, Revised Codes, 1921, relating to negotiable instruments."

By Committee on Banks and Banking: A Bill for an Act entitled: "An Act prohibiting the willful and malicious uttering or publishing of false statements against any bank or trust company and providing a penalty therefor."

By Cowan: A Bill for an Act entitled: "An Act permitting James H. Winchell of Hill County, Montana, to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 29, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to committees:

S. B. No. 31, introduced by Rowland, Fenton, Parkin, Higbie, by request: A Bill for an Act entitled: "An Act relating to abstracters and to the business of abstracting: providing for the creation of a Board of Abstract Examiners, fixing the compensation of its members, and providing for the organization and the operation of the board; defining the qualification of abstracters and requiring their registration; defining registered abstracters; providing for the examination of the applicants by the Board of Abstract Examiners; the issuance of certificates of registration and certificates of authority, and designating the contents of certificates; prescribing the license fee to be paid by the applicant or the abstracter before taking the examination or engaging in business; requiring the filing of a bond, or securities in lieu thereof, and prescribing its form, penalty and amount, designating a seal to be used; granting to the Board of Examiners power to cancel and revoke certificates of registration or of authority; providing for hearings on applications to revoke or cancel, and granting right of appeal from the decisions of the board canceling or revoking certificates; fixing the penalties for the violation of this Act and repealing Sections 4139, 4140, 4142 and 4143, as amended by Chapter 60 of the Laws of the Nineteenth Legislative Assembly; Sections 4144, 4145, and 4146 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith; and excepting from the provisions of this Act any person, firm or corporation holding a valid and subsisting certificate of authority issued pursuant to said Section 4140." Referred to Judiciary Committee.

S. B. No. 32, introduced by Campbell and Willis: A Bill for an Act entitled: "An Act to amend Sections 8607, 8608, 8609 and 8610 of the Revised Codes of Montana of 1921, regulating the sales in bulk of goods, wares, merchandise and fixtures, and all personal property used in the business of the vendor, and making provision for the protection of creditors of the vendor." Referred to Judiciary Committee.

S. B. No. 33, introduced by Husband: A Bill for an Act entitled: "An Act to amend Section 1998 of the Revised Codes of Montana of 1921, relating to exemptions from taxation." Referred to Committee on Taxation.

S. B. No. 34, introduced by Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Sections 5, 12, 16, 17, and 21 of Chapter 27 Session Laws of the Twenty-first Legislative Assembly of Montana 1929, providing for the storage of grain on farms, on or near railroad rights-of-way and other suitable places, making provision regulating said storage, providing for the issuance of negotiable warehouse receipts on grain stored therein, providing for the supervision and regulation of said storage, delegating authority under the provisions of the Act and providing for general regulations and funds to carry out the provisions of this Act, and providing penalties for violations of this Act." Referred to Committee on Agriculture.

S. B. No. 35, by Pauline: A Bill for an Act entitled: "An Act amending Section 2436 of the Revised Codes of Montana, 1921, relating to the licenses of manufacturers of soft drinks, providing for said license fees." Committee on Judiciary.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 29, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate standing committees this day reported as follows, report adopted:

Committee on Counties and Towns: Recommend H. B. No. 91, by Buck, be concurred in; that S. B. No. 29, by Wheeler, do pass; that S. B. No. 19, by Shelver, do pass; that S. B. No. 15, by Donovan, do pass.

Committee on Judiciary: Recommend that H. B. No. 54, by Stewart, be amended in lines 26 and 27 of the original bill by striking therefrom the words, "in any county in which any such instrument is recorded," and as so amended, recommend bill be concurred in.

Committee on Finance and Claims: Recommend that H. B. No. 80 be concurred in; that H. B. No. 106 be concurred in; that H. B. No. 61 be concurred in; that H. B. No. 81 be concurred in; that H. B. No. 60 be concurred in; that H. B. No. 89 be not concurred in.

Committee on Sanitary Affairs: Recommend that H. B. No. 83 be concurred in; that H. B. No. 84 be concurred in.

Committee on Agriculture: Recommend that H. B. No. 62 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times, and referred to committees:

S. B. No. 2, by Duncan, by request: A Bill for an Act entitled: "An Act amending Section 5916 of the Revised Codes of Montana, 1921, so as to authorize unliquidated corporations whose terms of corporate existence have expired, or may hereafter expire, to extend their corporate existence

and validating all acts of such corporations and their officers between dates of expiration of terms of corporate existence and dates of extension of their corporate existence, which would have been legal and valid if done before expiration of their corporate existence." Referred to Committee on Corporations Other Than Municipal.

S. B. No. 3, by Duncan, by request: A Bill for an Act entitled: "An Act amending Sections 6010 and 6011 of the Revised Codes of Montana, 1921, and providing how corporations may be dissolved." Referred to Committee on Corporations Other Than Municipal.

S. B. No. 9, by Parkin: A Bill for an Act entitled: "An Act creating a lien upon cows and offspring for the service of registered bulls; providing the method of securing and enforcing said lien, including rules of practice and procedure; establishing the priority of such liens as against mortgages and other encumbrances; providing punishment for the making of false statements of pedigree of bulls and punishment for the disposing or encumbering of cows or calves subject to the lien created by this Act." Referred to Committee on Livestock and Public Ranges.

H. B. No. 191, by Shannon: A Bill for an Act entitled: "An Act fixing the salary of the Chancellor of the University of Montana." Committee on State Boards and Officers.

H. B. No. 192, by Nelstead, by request: A Bill for an Act entitled: "An Act to amend Section 4288 of the Revised Codes of Montana, 1921, relating to the recording of trade marks and fees therefor." Committee on State Boards and Officers.

H. B. No. 193, by Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Section 6004 of the Revised Codes of Montana of 1921, relating to the powers of corporations heretofore or hereafter organized under any of the laws of the Territory or State of Montana, whether formed and existing before or after the taking effect of the Codes on July 1st, 1895, to sell, lease, mortgage, exchange or otherwise dispose of all or any part of the property of such corporation; and to authorize and empower such corporation to, by by-law, empower its board of directors to sell, lease, mortgage, exchange or otherwise dispose of the whole or any part of the property of such corporation." Committee on Corporations other than Municipal.

H. B. No. 194, by Leavitt and Dellwo: A Bill for an Act entitled: "An Act to authorize any corporation heretofore or hereafter organized under any of the laws of Montana, whether formed and existing before or after the taking effect of the Codes on July 1st, 1895, to close the stock transfer books for a period preceding, or fix a date for the determination of stock ownership previous to, the date for payment of any dividend, date for the allotment of rights, date for change or conversion or exchange of capital stock, or date for any other corporate action or proceeding." Committee on Corporations other than Municipal.

H. B. No. 195, by Moss and Willard: A Bill for an Act entitled: "An Act relating to the licensing of motor vehicle operators and chauffeurs and fixing the fee for operators' and chauffeurs' license and providing for the disposition thereof, and relating to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto, and repealing Section 1761 of the Revised Codes of Montana of 1921." Committee on Public Safety.

H. B. No. 196, by Woodcock: A Bill for an Act entitled: "An Act relating to the destruction of satisfied chattel mortgages and contracts of conditional sale, together with the written satisfaction thereof by the County Clerk and Recorder five years after such satisfaction is made." Committee on Townships and Counties.

H. B. No. 197, by Committee on Agriculture, by request: A Bill for an Act entitled: "An Act to regulate and license the sale of commercial fertilizer, to provide for the inspection of fertilizing materials, and fixing penalties for violation of the Act." Committee on Agriculture.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Nelstead of Carter in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 55, 67, respectfully report as follows: That H. B. No. 55 do pass; H. B. No. 67 do pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 24, 42, 44, 45, 46, 47, 121, and 122.

Report adopted.

GREEN, Chairman.

Moved by Leavitt that the House recess until 2 o'clock this afternoon. Motion seconded and carried.

AFTERNOON SESSION

House resumed pursuant to recess.

Mr. Speaker in the chair.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Meyer: A Bill for an Act entitled: "An Act to amend Section 5790 of the Revised Codes of Montana of 1921, relating to husband and wife; and providing for liability for acts or debts of each other."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 9130 of the Revised Codes of Montana of 1921, providing for what causes of action may be joined."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 9138 of the Revised Codes of Montana of 1921, defining counter claim and what causes of action against the plaintiff may be set up therein."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 9187 of the Revised Codes of 1921, providing for amendments by the court; and enlarging time to plead and relieving from judgment order or other proceeding."

By McFarland and Pauly: A Bill for an Act entitled: "An Act to amend Section 9134 M. R. C. 1921 providing for a head-tax on lambs of one dollar for ewes and one dollar and a half for bucks, payable at birth and providing for a state board to assess and collect said tax and providing for the compensation and expenses when actually engaged in collecting said tax and repealing all Acts in conflict therewith."

By Watson of Meagher: A Bill for an Act entitled: "An Act providing identification tags for traps used in trapping fur-bearing animals; providing for the cost of same and the issuance thereof by the State Fish and Game Commission and providing a penalty for the failure of trappers to use said tags."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 117, a Bill for an Act entitled: "An

Act to amend Section 5119 of the Revised Codes of Montana, of 1921, as amended by Chapter 59 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, relating to levy of special tax for maintaining disability and pension fund of the fire department relief association of a city or town; providing for increase of such levy, and extending the provisions thereof to a municipality established under special or local law," respectfully reported as follows: That H. B. No. 117 do not pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 82, a Bill for an Act entitled: "An Act to amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Section 1 of Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Section 2169 of the Revised Codes of Montana of 1921 as amended by Section 2 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to the collection of taxes, time and method of collecting the same, delinquent taxes, and providing penalties for the delinquency thereof," respectfully reported as follows: That H. B. No. 82 be amended as follows: Recommend that the last three lines of the title to said bill be stricken and the following inserted in lieu thereof: "Relating to the collection of taxes and the time and method of collecting the same, the interest thereon, and providing penalties for the delinquency thereof, and the form of notice of such delinquency to be given. We further recommend that all of subdivision (a) of Section 1 be stricken and that there be inserted in lieu thereof the following: (a) All taxes levied and assessed in the State of Montana, except special assessments made for special improvements in towns and cities, shall be payable as follows: One-half of the amount of such taxes shall be payable on or before 5 o'clock P. M. on the 30th day of November of each year, and one-half on or before 5 o'clock P. M. on the 31st day of May of each year; provided that unless one-half of such taxes are paid on or before 5 o'clock P. M. on the 30th day of November of each year, then such amount so payable shall become delinquent and a penalty of five per cent thereof shall be added thereto and said sum shall draw interest at the rate of two-thirds of one per cent per month from the date of delinquency until paid. All taxes due and not paid on or before 5 o'clock P. M. of the 31st day of May of each year shall be delinquent and a penalty of five per cent thereof shall be added thereto and the said sum shall draw interest at the rate of two-thirds of one per cent per month from the date of the delinquency until paid. We further recommend that subdivision (b) of Section 1 be amended by striking out the figure "6" and inserting in lieu thereof the figure "5." We further recommend that subdivision 1 of Section 2 be amended by striking out the word "six" wherever the same shall appear in Section 2, and insert the word "five" and that said Section 2 be further amended by striking therefrom the words "one-half of one per cent" and insert in lieu thereof the words "two-thirds of one per cent", and as amended, the bill do pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 115, A Bill for an Act entitled: "An Act to amend Sections 7136 and 7140 of the Revised Codes of Montana of 1921, as amended by Chapter 125 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to appointment of water commissioners providing a hearing thereon, prescribing certain duties, and the method of establishing unadjudicated claims of water rights," respectfully report as follows: That H. B. No. 115, do not pass.

LILLIS, Chairman.

On motion by Lillis, report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration House Bill No. 104, introduced by Budas, A Bill for an Act entitled: "An Act providing for recording certain water rights in the office of the clerk of the district court, duties of county clerk and recorder to certify the transfers of water rights requiring county surveyor to make maps of streams and rivers when required by the district judge," respectfully report as follows: That House Bill No. 104, do not pass, but recommend that Substitute House Bill No. 104, introduced by Irrigation and Water Rights, A Bill for an Act entitled: "An Act providing for recording certain water rights in the office of the clerk of the district court prescribing duties of county clerk and recorder to certify the transfers of water rights requiring county surveyors to make maps of streams and rivers when required by the district judge," do pass.

LILLIS, Chairman.

On motion by Lillis, report adopted.

Mr. Speaker: We, your Committee on Public Safety, having had under consideration House Bill No. 102, introduced by Knight, a Bill for an Act entitled: "An Act to provide the liens for physicians, nurses and hospital for services rendered to the treatment of, or in connection with personal injuries of persons caused by others for which damages are recovered by the injured person by judgment or by way of settlement or compromise," respectfully report as follows: That House Bill No. 102 do not pass; but that Substitute House Bill No. 102, introduced by Committee on Public Safety, A Bill for an Act entitled: "An Act providing a lien for the value of services rendered by any physician, nurse or hospital, in the treatment or care of any person injured thru the fault or neglect of another; defining the manner of perfecting such lien and providing to what it shall attach and the liability thereupon," do pass.

BURRELL, Chairman.

On motion by Burrell, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 141, A Bill for an Act entitled: "An Act amending Section 6136 of the Revised Codes of Montana 1921, relating to insurance companies, defining classes of insurance and limitation of risk, and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That House Bill No. 141 do pass.

RYDER, Chairman.

On motion by Ryder, report adopted.

Mr. Speaker: We, your Committee on Horticulture, having had under consideration House Bill No. 98, A Bill for an Act entitled: "An Act defining, licensing and regulating dealers in wholesale products as herein defined; defining the words "produce," "individual," and "commissioner"; outlining the procedure to obtain a license; providing for the date of expiration of licenses, the amount, and the posting thereof; fixing the amount of bonds and defining the conditions thereof; providing for filing of commission schedules, the keeping of records and the report to shippers by dealers; providing for appeals from actions of the commissioner and how appeals may be taken; providing for handling money received from license fees; imposing certain duties and conferring certain powers upon the commissioner of agriculture and prescribing penalties for violation of this Act," respectfully report as follows: That House Bill No. 98 do not pass, but that substitute House Bill No. 98, introduced by Committee on Horticulture, A Bill for an Act entitled: "An Act defining, licensing and regulating dealers at wholesale as herein defined; defining the words "produce," "person," "commissioner," and "place of business"; outlining the procedure to obtain a license providing for the date of expiration of licenses, the amount, and the posting thereof, fixing the amount of bonds and defining the conditions thereof; providing for filing of commission schedules, the keeping of records and the report to shippers by dealers; providing for appeals from actions of the commissioner and how appeals may be taken; provid-

ing for handling money received from license fees; imposing certain duties and conferring certain powers upon the commissioner of agriculture and prescribing penalties for violation of this Act," do pass.

ROLL, Chairman.

On motion by Roll, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 66, introduced by Graff, A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 120 of the Laws of the 18th Legislative Assembly of the State of Montana relating to agreements concerning the use of the County Jails for the confinement of prisoners of the United States and for the support and subsistence of said prisoners; fixing the consideration to be stated in said agreements to be paid by the United States to the counties for said purposes; prescribing the amounts to be paid the sheriffs by the counties for the support and subsistence of said prisoners," respectfully report as follows: That House Bill No. 66 be placed upon General Orders without re-printing.

PARKER, Chairman.

On motion by Parker, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the action of the House yesterday in adopting the report of the Committee of the Whole be reconsidered regarding H. B. No. 131. Motion seconded and carried.

Moved by Leavitt that H. B. No. 131 be taken from General Orders and re-referred to the Committee on Townships and Counties. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times, and referred to committees:

H. B. No. 198, by Schilling: A Bill for an Act entitled: "An Act to amend Chapter 57 of the Session Laws of the Twentieth Legislative Assembly of Montana, relating to building and loan associations, foreign and domestic, by enacting a new section to be designated as Section 7A forbidding fiscal agency or promotion contracts without the approval of the superintendent of banks and declaring a violation thereof to be a misdemeanor." Referred to Committee on Banks and Banking.

H. B. No. 199, by Metlen: A Bill for an Act entitled: "An Act to amend Section 8813 of the Revised Codes of Montana of 1921, as amended by Chapter 91 of the Laws of the 21st Legislative Assembly, 1929, relating to the number of judges in judicial districts, and when the same is to take effect." Referred to Committee on Judiciary.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Tinsley of Madison in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 22, 12, 18, 16, 6, 25, 36, 29, 66, respectfully report as follows: H. B. No. 22, do pass. H. B. No. 12, do pass. H. B. No. 18, do pass. H. B. No. 16, do pass. H. B. No. 6, do pass. H. B. No. 25, do pass. H. B. No. 36, do pass. H. B. No. 66, do pass. H. B. No. 29, amended as follows: Amend Section one by striking out all of section one

appearing after the period appearing after the word "thereto" in line 17 of said section and by inserting between the words "whenever" and "it" appearing in line 10 of said section the words "before sentence." That H. B. No. 29, as amended, do pass.

TINSLEY, Chairman.

On motion by Tinsley, report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 4, introduced by Gilboe, Hagerty and Larson, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Darlington, Dellwo, Doran, Dougherty, Erickson, Finlen, Freed, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Moss, Nelstead, Nyquist, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Curran, Dunn, Ekegren, Fairgrieve, Goodwin, Green, Hamilton (Phillips), Haverfield, Meyer, Minnick, Morris, Murphy, O'Connell, Pappin, Salyerds, Stewart, Troy, Waite. Total 20.

THIRD READING OF HOUSE BILLS

H. B. No. 43, introduced by Leavitt and Dellwo, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Gordon, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McFarland, Merriman, Meyer, Miller, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Spangler, Swope, Troy, Ueland, Andrew, Ueland, R. R. Waite, Waring, Willard, Wilson, Woodcock, Mr. Speaker. Total 67.

Noes: Adair, Bechtel, Casey, Chapman, Fairgrieve, Goodwin, Grabow, Graff, Hamilton (Musselshell), Mason, McDermott, Replogle, Schilling, Southmayd, Stewart, Sullivan, Tinsley, Vollmer, Watson (Meagher), Watson (Missoula). Total 20.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Coffee, Cooney, Green, Hamilton (Phillips), Minnick, Morris, O'Connell, Salyerds, Shannon, Total 12.

Paired: Aye: Metlen; No: Freed. Total 2.

Sub. H. B. No. 103, introduced by Committee on Education, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Fairgrieve, Finlen, Goodwin, Grabow, Graff, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Ross, Ryder, Sample, Schilling, Shannon,

Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 80.

Noes: Cranston, Erickson, Gordon, Hagestad, Haight, Hanson, Rolph, Woodcock. Total 8.

Absent and Not Voting: Arnold (Rosebud), Arnold (Stillwater), Coffee, Ekegren, Freed, Green, Hamilton (Phillips), Metlen, Minnick, Morris, O'Connell, Replogle, Salyerds. Total 13.

H. B. No. 136, introduced by Fish and Game Committee of House, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Chapman, Cole, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Finlen, Grabow, Haight, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Martin, Mason, McCormack, McFarland, Merriman, Miller, Moss, Nelstead, Parker, Replogle, Porter, Rigg, Roll, Ross, Sample, Schilling, Spangler, Sullivan, Troy, Ueland (Andrew), Waite, Waring, Watson (Meagher), Willard, Wilson, Mr. Speaker. Total 54.

Noes: Brown (Cascade), Casey, Cooney, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Graff, Hagestad, Hamilton (Musselshell), Hanson, Knight, Lewis, Manning, McDermott, Meyer, Murphy, Nyquist, O'Day, Pappin, Pauly, Quamme, Rolph, Ryder, Sheffer, Southmayd, Swope, Tinsley, Ueland (R. R.), Vollmer, Watson (Missoula), Woodcock. Total 33.

Absent and Not Voting: Arnold (Rosebud), Arnold (Stillwater), Buck, Coffee, Doran, Green, Hamilton (Phillips), Metlen, Minnick, Morris, O'Connell, Salyerds, Shannon, Stewart. Total 14.

H. B. No. 24, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burrell, Chapman, Cole, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Finlen, Gordon, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Sample, Shannon, Spangler, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 64.

Noes: Adair, Benjamin, Burke, Casey, Cooney, Fairgrieve, Goodwin, Grabow, Graff, Hamilton (Musselshell), Martin, Mason, McCormack, McDermott, O'Day, Porter, Replogle, Schilling, Sheffer, Southmayd, Sullivan. Total 21.

Absent and Not Voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Buck, Coffee, Doran, Green, Hamilton (Phillips), Lillis, O'Connell, Salyerds, Stewart, Watson (Meagher). Total 14.

Paired: Aye: Metlen; no, Freed. Total 2.

H. B. No. 44, introduced by Leavitt and Dellwo, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Finlen, Gordon, Grabow, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McFarland, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite,

Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 75.

Noes: Adair, Cooney, Doran, Goodwin, Graff, McDermott, Merriman, Replogle, Schilling. Total 9.

Absent and Not Voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Buck, Fairgrieve, Green, Hamilton (Musselshell), Hamilton (Phillips), Lillis, Meyer, Morris, O'Connell, Stewart, Troy, Watson (Meagher). Total 15.

Paired: Aye: Metlen; no, Freed. Total 2.

H. B. No. 42, introduced by Leavitt and Dellwo, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Finlen, Gordon, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, McCormack, McFarland, Merriman, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Ross, Ryder, Sample, Shannon, Sheffer, Southmayd, Spangler, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 68.

Noes: Adair, Brown (Cascade), Casey, Doran, Fairgrieve, Goodwin, Grabow, Graff, Martin, Mason, McDermott, O'Day, Replogle, Schilling, Sullivan, Vollmer. Total 16.

Absent and Not Voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Buck, Green, Hamilton (Phillips), Lillis, Meyer, Morris, O'Connell, Rolph, Salyerds, Stewart, Troy, Watson (Meagher). Total 15.

Paired: Aye, Metlen; no, Freed. Total 2.

H. B. No. 45, introduced by Leavitt and Dellwo, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Chapman, Coffee, Cole, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Finlen, Gordon, Grabow, Graff, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, McCormack, McFarland, Merriman, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 70.

Noes: Adair, Benjamin, Casey, Cooney, Doran, Fairgrieve, Goodwin, Hamilton (Musselshell), Martin, Mason, McDermott, Replogle, Schilling, Sullivan. Total 14.

Absent and Not Voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Buck, Dellwo, Green, Hamilton (Phillips), Lillis, Meyer, Morris, O'Connell, Roll, Stewart, Troy, Watson (Meagher). Total 15.

Paired: Aye, Metlen; no, Freed. Total 2.

H. B. No. 46, introduced by Leavitt and Dellwo, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Bechtel, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dunn, Ekegren, Erickson, Finlen, Gordon, Grabow, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, McCormack, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly,

Porter, Quamme, Rigg, Roll, Rolph, Ross, Sample, Sheffer, Southmayd, Spangler, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 67.

Noes: Adair, Benjamin, Brown (Cascade), Casey, Doran, Fairgrieve, Goodwin, Graff, Martin, McDermott, O'Day, Replogle, Schilling, Sullivan, Vollmer, Woodcock. Total 16.

Absent and Not Voting: Arnold (Rosebud), Arnold (Stillwater), Buck, Chapman, Dougherty, Green, Hamilton (Phillips), Lillis, Mason, Morris, O'Connell, Ryder, Salyerds, Shannon, Stewart, Troy. Total 16.

Paired: Aye, Metlen; no, Freed. Total 2.

H. B. No. 47, introduced by Leavitt and Dellwo, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Blewett, Benjamin, Budas, Burke, Burrell, Coffee, Cole, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Finlen, Gordon, Graff, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, McCormack, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Sample, Sheffer, Southmayd, Spangler, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 62.

Noes: Adair, Brown (Cascade), Casey, Chapman, Cooney, Doran, Fairgrieve, Goodwin, Grabow, Hamilton (Musselshell), Martin, Mason, McDermott, McFarland, Merriman, Meyer, O'Day, Replogle, Schilling, Sullivan, Swope, Tinsley, Vollmer, Wilson. Total 24.

Absent and Not Voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Buck, Dellwo, Freed, Green, Metlen, Morris, O'Connell, Ryder, Salyerds, Shannon, Stewart. Total 15.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 37, 130, 134.

NYQUIST, Chairman.

Report adopted.

H. B. No. 121, introduced by Finlen, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and Not Voting: Arnold (Rosebud), Arnold (Stillwater), Brown (Gallatin), Buck, Dellwo, Freed, Green, Hodgskiss, Knight, McFarland, Morris, O'Connell, Salyerds, Shannon, Stewart. Total 15.

H. B. No. 122, introduced by Finlen, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Fin-

len, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and Not Voting: Arnold (Rosebud), Arnold (Stillwater), Brown (Gallatin), Buck, Dellwo, Freed, Green, Knight, Morris, O'Connell, Salyerds, Stewart, Willard. Total 13.

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Meyer: A Bill for an Act entitled: "An Act for a bill amending Sections 8812 and 8813 Revised Codes of Montana 1921 as amended by laws of the Twenty-first Session 1929, relating to judicial districts and number of judges therein."

By Minnick: A Bill for an Act entitled: "An Act providing for liens upon crops for the purchase price of food and necessities sold the producer of agricultural crops which food and necessities are required for the sustenance of the producer and his dependents or for the production or harvesting of said crops; giving said liens priority over all other liens and incumbrances except seed and threshermen's liens and liens on file or record at the time this Act takes effect; relating to the method of creating said liens, the duration, release and foreclosure thereof, and the fees to be charged by the County Clerk and Recorder."

By Willard and Watson of Missoula: A Bill for an Act entitled: "An Act making it unlawful to use or attempt to use any anchored snare trap and providing a penalty for the violation thereof."

By Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to create an irrigation and water right code commission and prescribing its powers and duties."

By Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act creating a Mississippi Valley Water Conservation Commission."

By McCormack, Hanson, Sheffer, Dougherty, Erickson: A Bill for an Act entitled: "An Act to amend Sections 1999 and 2000 Revised Codes of Montana 1921, providing for the classification of taxable property and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of taxes."

By Lillis, Pauly, Darlington and Sullivan: A Bill for an Act entitled: "An Act providing for the supervision, regulation and control of the use of the public highways of the State of Montana by motor carriers engaged in the transportation by motor vehicles of persons and property for hire upon the public highways of the State of Montana; prescribing the compensation to be paid for the use of such highways; and the distribution and expenditure of same; conferring certain jurisdiction over such transportation, motor vehicles and their operations, upon the Board of Railroad Commissioners; providing for the enforcement of this Act and the punishment for violation thereof; and repealing Chapter 154, Laws Eighteenth Legislative Assembly, 1923, as amended by Chapter 103, Laws Nineteenth Legislative Assembly, 1925, and as amended by Chapter 141, Laws Twenty-first Legislative Assembly, 1929."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

January 30th, 1931.

Mr. Speaker: We, your Committee on Employment, wish to submit the following report to-wit: that we have this day appointed Juel Ann Rogers as special assistant to the enrolling clerk, to be employed in this House during this session.

THE EMPLOYMENT COMMITTEE,

Fairgrieve, Chairman.

On motion by Fairgrieve, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 185, a Bill for an Act entitled: "An Act to amend Sections 2238 and 2239 of the Revised Codes of Montana of 1921, as amended by Chapter 102 of the Session Laws of the Eighteenth Legislative Assembly, relating to the collection of personal property taxes, and the duties of county assessors, county treasurers, the State Board of Equalization, the attorney general and county attorneys in connection therewith," respectfully report as follows: That House Bill No. 185 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 184, a Bill for an Act entitled: "An Act relating to the attachment of personal property, prescribing duties of plaintiff to furnish information to officers serving the writ, and fixing liability in case of suit for wrongful attachment," respectfully report as follows: That House Bill No. 184 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 124, introduced by Aviation Committee, a Bill for an Act entitled: "An Act authorizing the counties of this state to enter into contracts with incorporated cities or towns within the respective limits of said counties, to equip, maintain, improve and purchase airports and landing fields," respectfully report as follows: That committee be granted an extension of time in which to report, to February third.

PARKER, Chairman.

On motion by Parker, report adopted.

On request by the Chairman of Railroads and Transportation Committee an extension of time in which to report on H. B. No. 135 was granted until February 2, 1931.

Moved by Leavitt that the House adjourn until Saturday, January 31, 1931, at 10:00 a. m. Motion seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-SEVENTH DAY

House of Representatives,
Helena, Montana, January 31, 1931.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Arnold (Stillwater), Blewett, Dunn, Lillis, Meyer, Morris, Salyerds, Shannon, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 26th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 6, 12, 16, 18, 22, 25, 36, 55, 67, 109, and 150.

GREEN, Chairman.

On motion by Green, report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received:

Congress of the United States, House of Representatives,
Washington, D. C., January 26, 1931.

The Speaker of the House of Representatives,
Helena, Montana.

Dear Speaker: I am enclosing a copy of the report submitted to the House of Representatives by the Special Committee to Investigate the Activities and Propaganda of the Communists in the United States.

I desire to call your attention to recommendation No. 14, on pages 64, 65 and 66, suggesting that appropriate action be taken by the Legislatures and the Executive in each state, to have the Communist party excluded from the ballot. The arguments for this action are presented in the report beginning at the top of page 7 and continuing through page 17.

Trusting you will give this matter your careful consideration and attention, and assuring you of my cooperation, I am,

Sincerely yours,

HAMILTON FISH, JR.,
Chairman, Committee on Foreign Affairs.

Speaker referred communication to Judiciary Committee.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2933 of the Revised Codes of Montana of 1921, dealing with the notice of claims of injuries other than death."

By Meyer: A Bill for an Act entitled: "An Act to make it unlawful for any person, firm, co-partnership or corporation to sell at retail as merchandise any spectacles, eye glasses or lenses for the correction of vision except a licensed physician or duly licensed optometrist and providing a penalty therefor."

By Troy: A Bill for an Act entitled: "An Act requiring oil and gas companies, refineries or any person, persons or corporations storing or dealing in crude oil or its derivatives to provide gas masks and safety de-

VICES to protect against suffocation from gas and providing penalties for violation thereof."

By Spangler, Casey, Kruse, Southmayd, Cranston, Replogle, Doran, Chapman, Nyquist, Grabow, Watson of Meagher, Shannon, Adair, Nelstead, Manning, Ross: House Joint Memorial entitled: "A Resolution memorializing Congress for the passage of legislation now pending towards the conversion into cash of the adjusted compensation certificates."

REPORTS OF STANDING COMMITTEES

The following report was received from standing committee:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 144, a Bill for an Act entitled: "An Act to amend Section 9256 of the Revised Codes of 1921 permitting the attachment of the interests of any person to which they are then entitled or may become entitled upon distribution in the estate of any deceased person or persons, and permitting said attachment to be made at any time after the granting of letters testamentary or letter of administration," respectfully report as follows: That House Bill No. 144 be amended as follows: That in Section 1, page 1, line 28, of the original bill, after the word "administration" the following words be added: "by serving the personal representative of the decedent with a copy of the writ and a notice that said interest is attached. Such attachment shall not impair the powers of the representative over the property for the purposes of administration. A copy of said writ of attachment and of said notice shall also be filed in the office of the clerk of the court in which said estate is being administered and the personal representative shall report such attachment to the court when any petition for distribution is filed, and in the decree made upon such petition distribution shall be ordered to such heir, legatee or devisee, but delivery of such property shall be ordered to the officer making the levy subject to the claim of such heir, legatee or devisee, or any person claiming under him. The property shall not be delivered to the officer making the levy until the decree distributing such interest has become final." And that when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, January 30, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of Introduction was this day given:

By Higbie: A Bill for an Act entitled: "An Act providing for the levy of irrigation district taxes or assessments by Board of County Commissioners when levy is not made by Board of Commissioners of district, and providing for furnishing the County Clerk information with reference to such levy."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 30, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of S. J. M. No. 3 be passed for the day.

That S. B. No. 20 do pass.

That S. B. No. 24 do pass.

That H. B. No. 54 be not concurred in.

That H. B. No. 60 be concurred in.

That H. B. No. 80 be concurred in.

That H. B. No. 81 be concurred in.

That H. B. No. 106 be concurred in.

That H. B. No. 61 be concurred in.

That consideration of H. B. No. 62 be passed for the day.

That consideration of H. B. No. 83 and H. B. No. 84 be passed for the day.

That consideration of H. B. No. 91 be passed for the day.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Helena, Montana, January 30, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Irrigation and Water Rights: Recommend that S. J. R. No. 2 do pass.

Committee on Fish and Game: Recommend that H. B. No. 68 be amended on page 1, line 23, by striking out after the word "the" the word "west," and inserting in lieu thereof the word "south," and as so amended, recommend bill be concurred in.

Committee on Fish and Game: Recommend that S. B. No. 22 be amended on page 4, line 5, by inserting after the word "inclusive" the following: "provided, however, that the Fish and Game Commission shall have the power and authority to change the open and closed seasons of any of the fur-bearing animals, whenever conditions in any locality or localities warrant the extension or reduction of said open or closed season, any change in open or closed seasons may be made by written consent of a majority of the members of the Fish and Game Commission, and filed in the office of the Secretary of the Fish and Game Commission, and shall be effective after publication, as provided for in Section 3677 of the Revised Codes, as amended by Chapter 192 of the Session Laws of 1925," and as so amended, recommend bill do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 30, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows: reports adopted:

Committee on Judiciary: Recommend that H. B. No. 76, by Rigg, Adair, Finlen, Graff, Manning, Merriman, Meyer, Nyquist, Pauly, Replogle, Sample, Ross, Schilling and Stewart, by request, be concurred in.

Committee on Agriculture: Recommend that S. B. No. 34 do pass.

Committee on Agriculture: Recommend that Sub. for H. B. No. 85 be concurred in.

Committee on Taxation: Recommend that S. B. No. 10, by Burr, do not pass, but that Sub. for S. B. No. 10 do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, January 30, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable that the following Senate Bill was this day introduced, read first and second time and referred to Committee:

S. B. No. 36, by Cowan: A Bill for an Act entitled: "An Act permitting James H. Winchell of Hill County, Montana, to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident." Committee on Compensation.

The following Notice of Introduction was this day given:

By Gustafson, Parkin, Burr and Holton: A Bill for an Act entitled: "An Act providing for the adoption of the managerial form of county government."

Very truly,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times and referred to committees:

H. B. No. 200, by Nyquist: A Bill for an Act entitled: "An Act to amend Section 2153 of the Revised Codes of Montana of 1921, as amended by Chapter 113 of the Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the lien of personal property taxes; providing such taxes shall be a lien upon the real property of the owner; providing the mortgagee may request the personal property and real estate of the owner be separately assessed if said taxes have not been paid by the owner, or is shown by affidavit to have been paid by the mortgagee for one or more years, and providing the duty of the County Assessor in connection therewith, and providing the manner of collecting said personal property taxes when so assessed." Committee on Judiciary.

H. B. No. 201, by Willard: A Bill for an Act entitled: "An Act to amend Code Section 12459 relating to the designation of certain county jails for state prison purposes and notifying judges of said action by the Board of Prison Commissioners, and providing for the confinement of prisoners sentenced to the state prison in institutions for the confinement of prisoners outside of this state." Committee on Townships and Counties.

H. B. No. 202, by Willard and Watson: A Bill for an Act entitled: "An Act making it unlawful to use or attempt to use any anchored snare trap for the purpose of snaring any animal or bird and providing a penalty for the violation thereof." Committee on Fish and Game.

H. B. No. 203, by Lillis, Arnold of Rosebud and Replogle, by request: A Bill for an Act entitled: "An Act to amend Section 5766 Revised Codes Montana 1921, relating to the period of residence required to entitle plaintiff to divorce." Committee on Judiciary.

H. B. No. 204, by Dellwo: A Bill for an Act entitled: "An Act amending Section 1204 of the Revised Codes of Montana, 1921, relating to the apportionment of common school funds." Committee on Education.

H. B. No. 205, by Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act creating a Mississippi Valley Water Conservation Commission." Committee on Public Utilities and State Commissions.

H. B. No. 206, by Minnick: A Bill for an Act entitled: "An Act providing for liens upon crops for the purchase price of food and necessities sold the producer of agricultural crops which food and necessities are required for the sustenance of the producer and his dependents or for the production or harvesting of said crops; giving said liens priority over all other liens and incumbrances except seed and threshermen's liens and liens on file or record at the time this Act takes effect; relating to the method of creating said liens, the duration, release and foreclosure thereof, and the fees to be charged by the County Clerk and Recorder." Committee on Judiciary.

H. B. No. 207, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2899 of the Revised Codes of Montana of 1921 relating to the time in which claims for personal injury or death must be presented." Committee on Workmen's Compensation.

H. B. No. 208, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2918 of the Revised Codes of Montana of 1921 relating to the date from which compensation shall be paid." Committee on Workmen's Compensation.

H. B. No. 210, by Watson of Meagher: A Bill for an Act entitled: "An Act providing identification tags for traps used in trapping fur-bearing animals; providing for the cost of same and the issuance thereof by the State Fish and Game Commission and providing a penalty for the failure of trappers to use said tags." Committee on Fish and Game.

H. B. No. 211, by Lillis, Pauly, Darlinton, Moss, Sullivan: A Bill for an Act entitled: "An Act providing for the supervision, regulation and control of the use of the public highways of the State of Montana by motor carriers engaged in the transportation by motor vehicles of persons and property for hire upon the public highways of the State of Montana; prescribing the compensation to be paid for the use of such highways; and the distribution and expenditure of same; conferring certain jurisdiction over such transportation, motor vehicles and their operations, upon the Board of Railroad Commissioners; providing for the enforcement of this Act and the punishment for violation thereof; and repealing Chapter 154, Laws Eighteenth Legislative Assembly, 1923, as amended by Chapter 103, Laws Nineteenth Legislative Assembly, 1925, and as amended by Chapter 141, Laws Twenty-first Legislative Assembly, 1929." Committee on Highways.

The following bill was this day introduced, read first and second times at length and referred to committee:

H. B. No. 209, by Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate funds for the operation and maintenance of certain of the state's institutions for the period beginning July 1, 1931, and ending June 30, 1933." Committee on Appropriations.

On request by Leavitt the Appropriations Committee was excused for a few minutes.

THIRD READING OF HOUSE BILLS

H. B. No. 6, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Buck, Budas, Burke, Burrell, Chapman, Cole, Curran, Darlinton, Dellwo, Dougherty, Ekegren, Fairgrieve, Gordon, Graff, Hagestad, Haight, Hamilton (Phillips), Grabow, Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Manning, McCormack, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Murphy, O'Day, Pappin, Parker, Pauly, Porter, Replogle, Rolph, Ross, Ryder, Sample, Sheffer, Southmayd, Troy, Ueland, Andrew; Ueland, R. R.; Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 56.

Noes: Adair, Casey, Cooney, Cranston, Finlen, Goodwin, Hamilton (Musselshell), Haverfield, Martin, Mason, McDermott, O'Connell, Schilling, Stewart, Sullivan, Vollmer, Watson (Missoula). Total 17.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Coffee, Doran, Dunn, Erickson, Freed, Green, Lillis, Logan, Meyer, Morris, Nelstead, Nyquist, Quamme, Rigg, Roll, Salyerds, Shannon, Spangler, Swope, Tinsley, Waite. Total 28.

H. B. No. 12, introduced by Leavitt and Dellwo, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Buck, Budas, Burke, Burrell, Chapman, Cole, Cranston, Curran, Darlinton, Dellwo, Dougherty, Ekegren, Freed, Gordon, Grabow, Graff,

Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, McCormack, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, O'Day, Pappin, Parker, Porter, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Southmayd, Troy, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 57.

Noes: Adair, Casey, Cooney, Fairgrieve, Finlen, Goodwin, Hamilton (Musselshell), Martin, Mason, McDermott, Merriman, O'Connell, Replogle, Schilling, Stewart, Sullivan, Vollmer. Total 17.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Coffee, Doran, Dunn, Erickson, Green, Lillis, Logan, Meyer, Morris, Nyquist, Pauly, Quamme, Rigg, Roll, Ryder, Salyerds, Shannon, Spangler, Swope, Tinsley, Troy, Waite, Watson (Meagher). Total 30.

H. B. No. 16, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Ekegren, Erickson, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, O'Day, Pappin, Parker, Porter, Replogle, Rolph, Ross, Sample, Schilling, Southmayd, Troy Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 64.

Noes: Fairgrieve, Finlen, Mason, O'Connell, Sheffer, Stewart, Sullivan, Vollmer. Total 8.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Coffee, Doran, Dougherty, Dunn, Green, Lillis, Logan, Meyer, Morris, Nyquist, Pauly, Quamme, Rigg, Roll, Ryder, Salyerds, Shannon, Spangler, Swope, Tinsley, Ueland, Andrew, Waite. Total 29.

H. B. No. 18, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Buck, Budas, Burke, Burrell, Chapman, Cole, Cranston, Curran, Darlington, Dellwo, Dougherty, Ekegren, Freed, Gordon, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Manning, McCormack, McFarland, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, O'Day, Pappin, Parker, Porter, Replogle, Roll, Rolph, Ross, Sample, Southmayd, Troy, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 57.

Noes: Adair, Casey, Cooney, Fairgrieve, Finlen, Goodwin, Grabow, Martin, Mason, McDermott, Merriman, O'Connell, Schilling, Sheffer, Stewart, Sullivan, Vollmer. Total 17.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Coffee, Doran, Dunn, Erickson, Green, Lillis, Logan, Meyer, Morris, Nyquist, Pauly, Quamme, Rigg, Ryder, Salyerds, Shannon, Spangler, Swope, Tinsley, Waite. Total 27.

H. B. No. 22, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Buck, Budas, Burke, Burrell, Chapman, Cole, Cranston, Curran, Darlington, Dellwo, Dougherty, Ekegren, Freed, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson,

Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, McCormack, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, O'Day, Pappin, Parker, Porter, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Southmayd, Troy, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 57.

Noes: Adair, Casey, Cooney, Finlen, Goodwin, Hamilton (Musselshell), Manning, Martin, Mason, McDermott, O'Connell, Replogle, Schilling, Stewart, Vollmer, Watson (Missoula). Total 17.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Coffee, Doran, Dunn, Erickson, Fairgrieve, Green, Lillis, Logan, Meyer, Morris, Nyquist, Pauly, Quamme, Rigg, Salyerds, Shannon, Spangler, Swope, Tinsley, Waite. Total 27.

H. B. No. 25, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Buck, Budas, Burke, Burrell, Chapman, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Ekegren, Erickson, Freed, Gordon, Grabow, Graff, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Manning, McCormack, McFarland, Merriman, Metlen, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Rigg, Roll, Rolph, Ross, Ryder, Sample, Southmayd, Troy, Ueland, Andrew, Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 62.

Noes: Adair, Casey, Finlen, Goodwin, Martin, Mason, McDermott, O'Connell, Replogle, Schilling, Sheffer, Sullivan, Vollmer. Total 13.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Coffee, Cole, Doran, Dunn, Fairgrieve, Green, Haight, Lillis, Logan, Meyer, Morris, Moss, Quamme, Salyerds, Shannon, Spangler, Stewart, Swope, Tinsley. Total 26.

Engrossing Committee reported as follows:

Mr. Speaker: We your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 29, 66.

NELSTEAD, Vice-Chairman.

On motion by Nelstead report adopted.

H. B. No. 36, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Ekegren, Erickson, Freed, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, McCormack, McFarland, Metlen, Miller, Minnick, Moss, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Sheffer, Southmayd, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Adair, Cooney, Fairgrieve, Finlen, Goodwin, Mason, McDermott, Merriman, O'Connell, Sullivan, Vollmer. Total 11.

Absent and not voting: Arnold (Stillwater), Blewett, Dunn, Haight, Lillis, Meyer, Morris, Salyerds, Murphy, Shannon, Spangler, Stewart. Total 12.

H. B. No. 55, introduced by Rigg, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Buck, Budas, Burke, Burrell, Cole, Curran, Darlinton, Dougherty, Ekegren, Erickson, Fairgrieve, Green, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, Merriman, Moss, Nelstead, Nyquist, Pappin, Pauly, Quamme, Rigg, Roll, Ross, Ryder, Sample, Sheffer, Swope, Troy, Ueland, Andrew, Waite, Waring, Watson (Meagher), Willard, Mr. Speaker. Total 49.

Noes: Adair, Brown (Cascade), Casey, Chapman, Coffee, Cooney, Cranston, Dellwo, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hamilton (Muselshell), Hamilton (Phillips), Knight, Martin, Mason, McDermott, McCormack, McFarland, Metlen, Miller, Minnick, Murphy, O'Connell, O'Day, Porter, Replogle, Rolph, Schilling, Southmayd, Stewart, Sullivan, Tinsley, Ueland, R. R., Vollmer, Watson (Missoula), Wilson, Woodcock. Total 41.

Absent and not voting: Arnold (Stillwater), Blewett, Doran, Dunn, Lillis, Meyer, Morris, Parker, Salyerds, Shannon, Spangler. Total 11.

H. B. No. 67, introduced by Brown of Gallatin, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Cole, Cooney, Cranston, Curran, Darlinton, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Graff, Green, Hagestad, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McFarland, Merriman, Metlen, Miller, Murphy, Nelstead, Nyquist, Pappin, Pauly, Porter, Quamme, Rigg, Roll, Ross, Ryder, Sample, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Casey, Chapman, Dellwo, Freed, Grabow, Goodwin, Haight, Hamilton (Musselshell), McCormack, McDermott, Minnick, O'Connell, Replogle, Rolph, Ueland, R. R. Total 15.

Absent and not voting: Arnold (Stillwater), Blewett, Coffee, Doran, Dunn, Lillis, Meyer, Morris, Moss, O'Day, Parker, Salyerds, Shannon, Spangler. Total 14.

H. B. No. 109, introduced by Graff, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Darlinton, Dellwo, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Adair, Arnold (Rosebud), Arnold (Stillwater), Blewett, Curran, Doran, Dunn, Green, Lillis, Meyer, Morris, Moss, Salyerds, Shannon, Spangler. Total 15.

H. B. No. 150, introduced by Dairy Committee, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Bechtel, Benjamin, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Sheffer, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Brown (Cascade), McCormack, O'Day, Southmayd. Total 4.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Blewett, Doran, Dunn, Green, Hamilton (Musselshell), Lillis, Meyer, Morris, Moss, Salyerds, Shannon, Spangler, Stewart. Total 15.

H. B. No. 29, introduced by Leavitt and Dellwo by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Bechtel, Brown (Gallatin), Buck, Budas, Burke, Burrell, Coffee, Cranston, Curran, Darlinton, Dellwo, Dougherty, Ekegren, Erickson, Fairgrieve, Gordon, Graff, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 68.

Noes: Adair, Benjamin, Brown (Cascade), Casey, Chapman, Cole, Cooney, Finlen, Freed, Goodwin, Grabow, Hamilton (Musselshell), Martin, Mason, McDermott, O'Connell, O'Day, Sheffer, Southmayd, Watson (Meagher). Total 20.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Blewett, Doran, Dunn, Green, Lillis, McCormack, Meyer, Morris, Salyerds, Shannon, Stewart. Total 13.

On request of Leavitt the House gave unanimous consent to be on Order of Business No. 8.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Sample of Dawson in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We your Committee of the Whole, having had under consideration House Bills Nos. 37, 130, 134, respectfully recommend as follows: That H. B. No. 37 be amended as follows: Amend section one, sub-division 1, by striking same and inserting in lieu thereof the following: (1) A practicing physician, surgeon, or druggist actually engaged in the business of dispensing medicines; that H. B. No. 37, as amended, do pass. H. B. No. 130, do pass. H. B. No. 134, consideration passed for the day.

SAMPLE, Chairman.

On motion by Sample, reported adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 82, 129, 141.

Report adopted.

NYQUIST, Chairman.

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce the following bill:

By Mason, O'Connell, Adair, Goodwin: A Bill for an Act entitled: "An Act relating to the days of employment of policemen in cities of the first and second class."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 209, A Bill for an Act entitled: "An Act to appropriate funds for the operation and maintenance of certain of the State's institutions for the period beginning July 1, 1931, and ending June 30, 1933", respectfully report as follows: That House Bill No. 209 be amended as follows: By adding another section, which is to be numbered five, said section No. 5, to read as follows: "Appropriations contained herein shall not be used for travel for conventions, teachers' meetings, association meetings, or gatherings of like character, wherein said meetings are held outside the State of Montana." And as amended do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

January 31, 1931.

Mr. Speaker: The chairman of the Employment Committee requests that whenever a member requires the services of a stenographer, that he will procure the stenographer through the office of the Sergeant-at-Arms. This request is made for the purpose of enabling the Sergeant-at-Arms to keep account of the help and to avoid loss of time by being unable to get out his work.

THE EMPLOYMENT COMMITTEE,
Fairgrieve, Chairman.

On motion by Fairgrieve, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 111, A Bill for an Act entitled: "An Act requiring that any board, council, commission, trustees or body acting for the State or any county or municipality or any public body, who shall contract with any person or corporation to do any work for the state, county, municipality or other public body, to require a good and sufficient bond therefore, and providing the terms, conditions and provisions of said bond, and prescribing the liability of the state or any county or municipality or public body for failure to take such bond and repealing all Acts or parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 111 be amended as follows: That in Section 1, page 1, line 27, after the comma following the word "provender" strike out the word "and" and insert the words "material, or" in lieu thereof; In Section 1, page 1, line 28, after the comma following the word "work" strike out the word "which" and insert the words "a copy of such" in lieu thereof; In Section 1, page 2, line 3, after the word "furnishing" and before the word "provender" insert the word "such"; In Section 1, page 2, line 3, after the comma following the word "provisions", and before the word "or" insert the word "supplies"; That in Section 2, page 2, line 14, strike out the word "fifteen" and the figure "15" and insert in lieu thereof the word "seven" and the figure "7"; That in Section 4, page 3, line 14, strike out the comma following the word "Montana" and insert a period in lieu thereof; strike out the word "and" after the word "Montana" and before the word "all", and capitalize the letter "a" in the word "all"; In Section 4, page 3, line 16, after the word "on" strike out the word "such" and insert in lieu thereof the word "any"; In Section 4, page 3, line 16, after the word "bond" and before the word

"for" insert the words "furnished under the terms of this Act"; In Section 4, page 3, line 17, after the word "materials" and before the word "provisions" strike out the word "or" and insert the following in lieu thereof: "supplies"; In Section 4, page 3, line 17, strike out the word "and" which follows the word "provisions"; and insert the word "or" in lieu thereof; In Section 4, page 3, line 21, strike out the words "thirty" and the figure "30" and insert in lieu thereof the word "fifteen" and the figure "15"; and that when so amended the bill do pass and be placed on General Orders without reprinting.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 156, A Bill for an Act entitled: "An Act to amend Section 9637 of the Revised Codes of Montana of 1921, relating to hour of appearance of parties in Justice Court", respectfully report as follows: That House Bill No. 156 be amended as follows: That Section 1, page 1, be thus amended: In line 9 after the word "process" the word "shall" be inserted. In line 11 after the word "a" and before the word "for" the word "date" be stricken out and the word "day" inserted in lieu thereof. In line 12 after the word "cause" and before the word "and" insert a comma; In line 12 after the word "and" and before the word "defendants" insert the word "the". And when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

On request by Roll, Committee on Education was granted until February seventh in which to make report on H. B. No. 147.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times and referred to committees:

H. B. No. 212, by Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Sections 5946 and 5950 of the Revised Codes of Montana of 1921, relating to the representation of stockholders at meetings, elections, or votes of corporations heretofore or hereafter organized under any of the laws of Montana, whether formed and existing before or after the taking effect of the Codes on July 1st, 1895." Committee on Corporations other than Municipal.

H. B. No. 213, by Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Section 5918, of the Revised Codes of Montana of 1921, as amended by Section 1 of Chapter 28 of the Session Laws of the Nineteenth Legislative Assembly of Montana of 1925, and Sections 5920, 5922 and 5923 of the Revised Codes of Montana of 1921, relating to the amendment of articles of incorporation of any corporation heretofore or hereafter organized under any of the laws of the State of Montana, whether formed and existing before or after the taking effect of the Codes on July 1, 1895, and the publication and mailing of notice of and organization of and proceedings at meeting, and preparation and filing of certificate of proceedings of meeting held upon adoption of amendments to articles of incorporation." Committee on Corporations other than Municipal.

Moved by Leavitt that the House adjourn until Monday, February, 2, 1931, at 11 a.m.

Motion seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

TWENTY-NINTH DAY

House of Representatives,
Helena, Montana, February 2, 1931.

House convened at 11:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Bechtel, Lillis, Metlen, Pappin, Salyerds, Sample, Sullivan, Watson (Meagher), excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 27th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 37, 130.

NELSTEAD, Vice-Chairman.

Report adopted .

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bill No. 72.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign H. B. No. 72 and thereupon signed same.

COMMUNICATIONS AND PETITIONS

The following communication was received, read and referred to Committee on Public Utilities and State Commissions:

South Bend, Indiana,
January 27, 1931.

Honorable Speaker of the House of Representatives,
Helena, Montana.

Honorable Sir:

Enclosed a joint resolution, which would ask you to refer same to your General Assembly for their consideration and action.

Yours truly,

IGNATIUS K. WERWINSKI, Chairman,
United States Pulaski Sesquicentennial
Commission

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Morris: A Bill for an Act entitled: "An Act to amend Section 7597 Revised Codes of Montana, 1921, relating to the enforcement of conditional sale contracts and defining the rights of the vendor and vendee thereunder, and to repeal all Acts and parts of Acts in so far as the same may conflict herewith."

By Moss: A Bill for an Act entitled: "An Act to amend Section 1533 of the Revised Codes of Montana, 1921, as amended by Section 1, Chapter 126, Session Laws of 1925, relating to the appointment of officers, rules and regulations, salaries, suspension of subordinates, officials and employees of the Soldiers' Home."

By Committee on Agriculture, by request: A Bill for an Act entitled: "An Act to amend Section 351 of the Revised Codes of Montana of 1921 as amended by Section 4 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, 1923, Section 353 of the Revised Codes of Montana of 1921 and Section 3 of Chapter 40, enacted as Section 350-B, of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to hail insurance; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail of all taxpayers who may elect to become subject to the provisions of this Act; providing for partial cancellation of insurance in case of destruction by other causes than hail; and providing for cash payments, with discount, or lien where delinquent taxes would otherwise bar application."

By Graff: A Bill for an Act entitled: "To amend Section 4886 of the Revised Codes of Montana 1921 relative to the fees allowed sheriffs for board of prisoners."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Apportionment & Representation, having had under consideration House Bill No. 170, A Bill for an Act entitled: "An Act to amend Sections 44 and 45 of the Revised Codes of Montana of 1921, relating to the apportionment of membership of the House of Representatives in accordance with the official census of 1930 and specifying number from each county", respectfully report as follows: That House Bill No. 170 do pass.

ERICKSON, Chairman.

On motion by Erickson, report adopted.

Mr. Speaker: We, your Committee on Employment, having had under consideration House Bill No. 174, A Bill for an Act entitled: "An Act to amend Section 63 of the Revised Codes of Montana of 1921 relating to officers and employees of House", respectfully report as follows: That House Bill No. 174 do pass.

FAIRGRIEVE, Chairman.

On motion by Fairgrieve, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 188, A Bill for an Act entitled: "An Act to provide for the inspection and analysis of commercial feeding stuffs and to regulate the sale thereof in the State of Montana; to define the term commercial feeding stuffs; to provide for guarantees of the ingredients of commercial feeding stuffs and affixing labels to the packages thereof; to provide for the collection of license fees from manufacturers of or dealers in commercial feeding stuffs; to prohibit the sale of fraudulent or adulterated commercial feeding stuffs; to fix the penalties for the violation of the provisions of the Act; and to authorize the expenditure of the funds derived from the license fees", respectfully report as follows: That House Bill No. 188 do not pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration House Bill No. 116, introduced by McCormack, Dougherty, Burrell, Erickson, Haight, Hanson, A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 1, Article 12 of the Constitution of the State of Montana, relating to revenue and taxation; providing for the levy, collection and distribution by the state of taxes upon incomes for the use and benefit of the public schools, and of the state government", respectfully report as follows: That House Bill No. 116 be referred to Committee of Constitutional Amendments.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Dellwo that the sub-committee on allocation requested to report to the general committee on allocation be given additional time until Thursday in which to make the report. Motion seconded and carried.

Moved by Leavitt that H. B. No. 37 be taken from Third Reading and referred to the Committee on Judiciary. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

On request by Troy, Chairman of Committee on Affairs of Cities, unanimous consent was granted to introduce a bill without previous notice.

The following bills were introduced, read first and second times, and referred to committees:

H. B. No. 214, by Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act to create an Irrigation and Water Right Code Commission and prescribing its powers and duties." Committee on Irrigation and Water Rights.

H. B. No. 215, by Mason, O'Connell, Adair, Goodwin: A Bill for an Act entitled: "An Act relating to the days of employment of policemen in cities of the first and second class." Committee on Affairs of Cities.

H. B. No. 216, by Troy: A Bill for an Act entitled: "An Act requiring oil and gas companies, refineries or any person, persons or corporations storing or dealing in crude oil or its derivatives to provide gas masks and safety devices to protect against suffocation from gas and providing penalties for violation thereof." Committee on Petroleum, Oil and Gas.

H. B. No. 217, by Leavitt and Dellwo: A Bill for an Act entitled: "An Act to amend Section 5905 of the Revised Codes of Montana of 1921, relative to the contents of articles of incorporation." Committee on Corporations other than Municipal.

H. B. No. 218, by Committee on Ways and Means: A Bill for an Act entitled: "An Act to authorize the State Board of Examiners of the State of Montana to issue and sell refunding educational bonds of the State of Montana sufficient in amount to pay and retire that portion of Series A and of Series B of the educational bonds of the State of Montana for the redemption of which no funds are available." Committee on Ways and Means.

H. B. No. 219, by Spangler, Graff, Meyer by request: A Bill for an Act entitled: "An Act prohibiting the sale of spectacles, eye glasses or lenses except when prescribed by or sold under the supervision of a regularly qualified physician or optometrist and providing a penalty for the violation thereof." Committee on Judiciary.

H. B. No. 220, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2933 of the Revised Codes of Montana of 1921, dealing with the notice of claims of injuries other than death." Committee on Workmen's Compensation.

H. B. No. 221, by Committee on Affairs of Cities: A Bill for an Act entitled: "An Act legalizing and validating all elections heretofore held in any city of this state authorizing the creation or increase of the indebtedness of such city, within 3% of the value of the taxable property of such city, for any of the purposes set forth in Subdivision 64, Section 5039, R. C. M. 1921, as amended, which elections were held after notice given as provided in Section 5279 R. C. M. 1921, and at which the proposal to increase said indebtedness received a majority of all votes tendered and of all votes cast at such election." Committee on Affairs of Cities.

H. J. M. No. 3 by Spangler, Casey, Kruse, Southmayd, Cranston, Replogle, Doran, Chapman, Nyquist, Grabow, Watson, Shannon, Adair, Nestead, Manning, Ross: A House Joint Memorial entitled: "A resolution memorializing Congress for the passage of legislation now pending towards the conversion into cash of the adjusted compensation certificates:

WHEREAS, there have been introduced in the Congress of the United States of America various measures looking towards the conversion into cash of the Adjusted Compensation Certificates at their full face value; and

WHEREAS, there are a great many disabled veterans and their dependents who are in sore distress and dire need of the relief that will be afforded by such legislation; and

WHEREAS, there are in the State of Montana approximately 35,000 veterans who would be directly benefitted by the passage of such legislation; and

WHEREAS, the immediate distribution and circulation of funds from such conversion would at this time materially assist in relieving the present distressful economic condition which prevails throughout this State; now,

THEREFORE, BE IT RESOLVED by the House of Representatives of the State of Montana, the Senate concurring, that the Congress of the United States of America be, and it is hereby memorialized to pass the legislation now pending looking towards the conversion into cash of the Adjusted Compensation Certificates; and be it further

RESOLVED that a copy of this Memorial be transmitted by the Secretary of State of the State of Montana to the Senate and House of Representatives of the United States of America, and to each of the Senators and Representatives of the State of Montana in Congress.

Referred to Committee on Military Affairs.

THIRD READING OF HOUSE BILLS

H. B. No. 66, introduced by Graff, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Adair, Casey, Goodwin, Mason, O'Connell. Total 5.

Absent and not voting: Bechtel, Doran, Dougherty, Green, Lillis, Martin, McCormack, Metlen, O'Day, Pappin, Salyerds, Sample, Sullivan, Watson (Meagher). Total 14.

H. B. No. 130, introduced by Rigg, Ross, Merriman, Meyer, Sample, Manning, Schilling, Graff, Pauly and Stewart by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Bechtel, Doran, Dougherty, Green, Lillis, Metlen, Moss, Pappin, Salyerds, Sample, Sullivan, Troy, Waite, Watson (Meagher). Total 14.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. Nos. 124, 128, 184, 185, Sub. H. B. Nos. 102, 104, 123.

NYQUIST, Chairman.

Report adopted.

On motion by Leavitt, House recessed until 2:00 p.m.

AFTERNOON SESSION

House resumed at 2:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

The following communication was received:

Hudson, Kansas

House of Representatives: We wish to extend to you our deep and sincere appreciation of your sympathy and kindness in our late bereavement.

MRS. GUST WITT, SR. AND CHILDREN.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Ryder: A Bill for an Act entitled: "An Act to amend Chapter 100 of the Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to tax deeds; providing a method and procedure to be followed in applying for a tax deed and for the issuance thereof by the County Treasurer: the redemption of said lands from the tax sale: and the form of deed to be issued and the title conveyed thereby."

By Miller, by request: A Bill for an Act entitled: "An Act amending Section 1015 of the Revised Codes of Montana 1921 as amended by Chapter 122 of the 18th Legislative Assembly 1923 prescribing the duties of trustees of public schools and particularly amending Subdivision 7 of said section regulating the rental of school buildings and Subdivision 11 relating to the employment of a physician or other competent person to make inspections as to sanitary conditions and amending all Acts and parts of Acts in conflict herewith."

By O'Connell: A Bill for an Act entitled: "An Act relating to the regulation of the business of plumbing in the State of Montana providing for the examining and licensing of and issuing of permits to plumbers, fees to be levied, inspection of plumbing installations, and providing for a code to be known as the Montana State Plumbing Code of minimum requirements."

By Watson of Missoula, Schilling, Coffee, Willard: A Bill for an Act entitled: "An Act to authorize and provide for the consolidation and merging of the corporate existence and government of any county of the state and all cities and towns therein into one municipal corporation and government: defining the powers thereof and providing for a commission-mayor plan of government therefor."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 155, A Bill for an Act entitled: "An Act requiring guardians of minors, insane persons and incompetents to produce at the time of the filing of any account, the bank books showing the condition of the bank books or other papers in their possession, showing the

condition of all moneys received by them, held by them and any balance which they may have on hand and providing that said account should not be settled until the statute complying with and making it contempt of court for failure to produce said books and papers upon being ordered by the court and making it ground for removal of said guardian", respectfully report as follows: That H. B. No. 155 be amended as follows: That the title be thus amended: In line 3 after the word "requiring" and before the word "guardians" insert the following words: "The court to inquire into the sufficiency of the guardian's bond; and providing that". In line 4 strike out the word "to" and insert the word "shall" in lieu thereof. In line 5 strike out the words "Bank books showing the condition of". In line 8 strike out the word "should" and insert the word "shall" in lieu thereof. In line 9 after the word "statute" strike out the word "complying" and insert the words "has been complied" in lieu thereof. In line 11 after the word "court" insert a comma. The title to read as follows: "An Act requiring the court to inquire into the sufficiency of the guardian's bond; and providing that guardians of minors, insane persons and incompetents shall produce at the time of the filing of any account the bank books or other papers in their possession, showing the condition of all moneys received by them, held by them and any balance which they may have on hand and providing that said accounts shall not be settled until the statute has been complied with, and making it contempt of court for failure to produce said books and papers upon being ordered by the court, and making it ground for removal of said guardian." That Section 1 be amended as follows: That in line 4, page 1 of the original bill that the word and figures "Section 10423", be stricken out and the following words inserted in lieu thereof: "That prior to the approval of any accounts of any guardian the court or judge shall inquire into the sufficiency of the bond therefor filed." In line 14 page 1 of the original bill strike out the word "That" and in the word "any" following the word "That" capitalize the letter "a"; and when so amended it is recommended that the bill do pass.

RIGG, Chairman.

On motion by Rigg report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration H. B. No. 167, introduced by Meyer, Sullivan, Goodwin, McDermott, Casey, Blewett, Doran and Finlen, A Bill for an Act entitled: "An Act to amend Section 5119 of the Revised Codes of Montana, of 1921, as amended by Section 3 of Chapter 58 of the Session Laws of the Twentieth Legislative Assembly of the State of Montana, relating to the levy of a special tax for maintaining disability and pension fund of the Fire Department Relief Association of a city or town: Providing for increase of such levy and extending the provisions thereof to a municipality established under special or local law, passed by the legislative assembly and adopted by the electors entitled to vote thereon", respectfully report as follows: That H. B. No. 167 be amended as follows: by inserting between the word "association" and the word "the" in line 20, page 1 of said bill the following, to-wit: "in an amount equal to three-fourths of one per cent of the assessed valuation of all taxable property within the limits of the city, town or municipality", and by further amending said Bill by striking therefrom the word "may" in line 21, page 1 and inserting in lieu thereof the word "is" and by adding the word "may" after the word "or" and before the word "hereafter" in line 21, page 1, of said Bill.

And be it further amended by inserting after the word "annually" and before the word "in" in line 24, page 1, of said bill, the following, to-wit: "at all times when the said relief association fund contains an amount less than three-fourths of one per cent of the assessed valuation of all taxable property within the limits of the city, town or municipality"; And to further amend said Bill by striking out in line 27, page 1, after the word "the" the following words "taxable valuation of all property" and inserting in lieu thereof the words "assessed valuation of all taxable property". That said Bill be further amended by striking therefrom the words "until

the said relief" in line 28, page 1, thereof, and by striking out all of lines 29, 30, 31, 32, of page 1, and by striking out on page 2, lines 1, 2, 3, 4, 5, and the words "valuation of such city, town, or municipality" in line 6 of said Bill. And as so amended recommend this Bill do pass.

TROY, Chairman.

On motion by Troy, report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 221, introduced by Committee on Affairs of Cities, A Bill for an Act entitled: "An Act legalizing and validating all elections heretofore held in any city of this state authorizing the creation or increase of the indebtedness of such city, within 3% of the value of the taxable property of such city, for any of the purposes set forth in Subdivision 64, Section 5039, R.C.M. 1921, as amended, which elections were held after notice given as provided in Section 5279 R.C.M. 1921, and at which time proposal to increase said indebtedness received a majority of all votes tendered and of all votes cast at such election", respectfully report as follows: That House Bill No. 221 do pass.

TROY, Chairman.

On motion by Troy, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Darlington of Gallatin in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 134, 82, 129, 141, 111, respectfully report as follows: Recommend that H. B. No. 134, do pass. H. B. No. 82, be amended as follows: Amend Section One by inserting in line 5 of the printed bill, before the letter (a) the word and figure "Section 1". That H. B. No. 82, as amended, do pass. Consideration of H. B. No. 129, passed for the day. H. B. No. 141, be amended as follows: Amend Section 1, sub-division 1, line 7, of the printed bill, by inserting before the semi-colon the words "or air"; amend Section 2, sub-division 2, line 19, printed bill, by inserting before the period the words "or air". That H. B. No. 141, as amended, do pass. H. B. No. 111, be amended as follows: Amend Section 4 by striking out in line 38, of the printed bill, the word "thirty" and inserting in lieu thereof the word "fifteen"; amend Section 2 by adding in line 7, after the words "deliver or", the words "send by registered". That H. B. No. 111, as amended, do pass.

DARLINTON, Chairman.

On motion by Darlington, report adopted.

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Hodgskiss: A Bill for an Act entitled: "An Act to amend Section 9479 and Section 9483 and Section 9485 of the Revised Codes of Montana 1921 as amended by Chapter 55 of the Laws of the Eighteenth Legislative Assembly of the State of Montana, relating to actions quieting title to real estate, providing where such actions may be brought and for the filing of a transcript thereof, providing for the issuance of an order for the publication of summons and the form of summons to be published in such actions, and repealing all Acts or parts of Acts in conflict herewith."

By Buck, Brown of Gallatin, by request: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 122 of the Laws of the Twentieth Legislative Assembly of 1927, the same being Section 11048.1 of the supplement to the Revised Codes of Montana, 1923-1927, making it unlawful to sell, give away, or dispose of intoxicating liquor to a minor, and prescribing punishment therefor."

By Hamilton of Phillips and Replogle: A Joint House Resolution relative to the establishment and designation of a day to be known as "Father's Day."

By Committee on Insurance: A Bill for an Act entitled: "An Act to amend Section 6310 of the Revised Codes of Montana of 1921, relating to the issuing of endowment certificates and the granting of protection, benefits, and withdrawal privileges by fraternal benefit societies, and regulations for the same."

By Committee on Insurance: A Bill for an Act entitled: "An Act to amend Section 6312 of the Revised Codes of Montana of 1921, relating to qualifications for membership of fraternal benefit societies, providing regulations for beneficial members, and providing for acceptance of general or social members."

By Committee on Insurance: A Bill for an Act entitled: "An Act to amend Section 6339 of the Revised Codes of Montana of 1921, relating to the payment of death and annuity benefits upon lives of children; providing for the organization and the operation of a branch of the society for children, and providing for the amount of benefits payable thereunder."

By Committee on Insurance: A Bill for an Act entitled: "An Act to amend Section 6311 of the Revised Codes of Montana of 1921 as amended by Chapter 84 of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to payment of death benefits to beneficiaries in benefit certificates issued by fraternal benefit societies; and providing regulations relative thereto."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Public Safety, having had under consideration House Bill No. 189, A Bill for an Act entitled: "An Act to provide indemnity to persons injured in motor vehicle accidents and the establishment of a state automobile fund", respectfully report as follows: That House Bill No. 189 be printed and placed on General Orders.

BURRELL, Chairman.

On motion by Burrell, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 190, A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance, and other purposes, as designated herein, for certain state departments, boards, bureaus, and commissions for the period beginning July 1, 1931, and ending June 30, 1933", respectfully report as follows: That House Bill No. 190 be amended by adding another section, said section to be numbered five (5), and section No. 5 to read as follows: "Appropriations contained herein shall not be used for travel for conventions, teacher's meetings, association meetings, or gatherings of like character, wherein said meetings are held outside the State of Montana." And in line 22, change the number of last section from 5 to 6. And as amended, do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 88, A Bill for an Act entitled: "An Act appropriating money for the payment of certain obligations incurred on behalf of the State Forest Department on account of fire suppression during the years 1929 and 1930, under co-operative agreements with the United

States Forest Service", respectfully report as follows: That House Bill No. 88 do not pass, but that Substitute House Bill No. 88, A Bill for an Act entitled: "An Act appropriating money for the payment of certain obligations incurred on behalf of the Blackfoot Forest Protective Association, Bonner, Montana, on account of fire suppression during the years 1929 and 1930", do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

On request by Logan unanimous consent was granted to introduce an appropriations bill without previous notice.

The following bill was this day introduced, read first and second time at length and referred to committee:

H. B. No. 222, by Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance of the six (6) units of the University of Montana, for the Agricultural Experiment Stations and the Sub-stations, for Farmers' Extension Work, for the Bureau of Mines, for the students' railroad fare refund and for fire insurance premiums on the physical plant of the University of Montana and its various branches, for the period beginning July 1, 1931, and ending June 30, 1933." Committee on Appropriations.

On request by Leavitt, the Committee on Appropriations was excused.

On motion by Leavitt, seconded and carried. House recessed subject to call of the chair.

HOUSE RESUMED

House resumed at 3:50 p.m.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 218, A Bill for an Act entitled: "An Act to authorize the state board of examiners of the State of Montana to issue and sell refunding educational bonds of the State of Montana sufficient in amount to pay and retire that portion of Series "A" and of Series "B" of the educational bonds of the State of Montana for the redemption of which no funds are available", respectfully report as follows: That H. B. No. 218, do pass.

DUNN, Chairman.

On motion by Dunn, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 203, A Bill for an Act entitled: "An Act to amend Section 5766, Revised Codes of Montana, 1921, relating to the period of residence required to entitle plaintiff to divorce", respectfully report as follows: That H. B. No. 203, be amended as follows: That in Section 1 page 1 of the original bill the word "thirty" and the figure "30" be stricken out and the word "sixty" and the figure "60" be inserted in lieu thereof. And that when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 222, A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance of the six (6) units of the University of Montana, for the agricultural stations and the sub-stations, for farmers' extension work, for the bureau of mines, for the students' railroad fare refund and for fire insurance premiums on the

physical plant of the University of Montana and its various branches, for the period beginning July 1, 1931, and ending June 30, 1933", respectfully report as follows: That H. B. No. 222, do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Moved by Leavitt that the House adjourn until Tuesday, February 3, 1931, at 10:30 a.m.

Motion seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTIETH DAY

House of Representatives,
Helena, Montana, February 3, 1931.

House convened at 10:30 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present, except: Cooney, absent.

Journal Committee reported as follows:

Helena, Montana, February 3, 1931.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 29th legislative day, find the same to be correct.

EKEGREN, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received:

Helena, Montana, February 3, 1931.

Mr. Speaker and Members of the Assembly: Please permit me to express the deepest appreciation of Mrs. Arnold and myself for the thoughtfulness and kindness of members of this House of Representatives in sending flowers during our recent bereavement and in passing resolutions of sympathy. These are sacred memories.

ARNOLD (Stillwater).

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Fairgrieve: A Bill for an Act entitled: "An Act providing regulations for the ventilation and sanitation of workrooms, except in private houses in which the employees live, where manual labor is employed, providing for the enforcement of this Act by the State Board of Health, and providing penalties for the violation thereof".

By Budas: A Bill for an Act entitled: "An Act to amend Section 1275 of the Revised Codes of Montana 1921 as amended by Chapter 69 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as further amended by Chapter 107 of the Session Laws of the Nineteenth Legislative Assembly, 1925, and as further amended by Chapter 46 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to county high school tax levy and the distribution thereof".

By Committee on State Boards and Officers: A Bill for an Act entitled: "An Act to amend Sections 192 and 196 of the Revised Codes of Montana,

1921, relating to the duties of the State Treasurer and State Boards, Commissions, Bureaus, Departments and Institutions, relative to the deposit of State funds and securities".

By Bechtel, Grabow and Meyer: A Bill for an Act entitled: "An Act to amend Section 9449 of the Revised Codes of Montana 1921 relating to the possession of land during the period of redemption."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration S. B. No. 2, A Bill for an Act entitled: "An Act amending Section 5916 of the Revised Codes of Montana, 1921, so as to authorize unliquidated corporations whose terms of corporate existence have expired, or may hereafter expire, to extend their corporate existence, and validating all acts of such corporations and their officers between dates of expiration of terms of corporate existence and dates of extension of their corporate existence", which would have been legal and valid if done before expiration of their corporate existence, respectfully report as follows: That S. B. No. 2, be concurred in.

BLEWETT, Chairman.

On motion by Blewett, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration S. B. No. 3, A Bill for an Act entitled: "An Act amending Sections 6010 and 6011 of the Revised Codes of Montana, providing how corporations may be dissolved", respectfully report as follows: That S. B. No. 3, be concurred in.

BLEWETT, Chairman.

On motion by Blewett, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received:

State of Montana,
Office of the Governor,
Helena, February 2, 1931

The Speaker:
House of Representatives,
Helena,

I have the honor to advise you that I have this day approved House Bill No. 49, "An Act to amend Section 4974, Revised Codes of Montana, 1921, providing for the disincorporation of a city or town and providing for the proceedings relative thereto".

J. E. ERICKSON, Governor.

Helena, February 2, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title agreed to, and are herewith returned to the House: H. B. No. 90, by Moss, Leavitt. Salyerds, Coffee. H. J. M. No. 1, by Willard, Schilling, Watson and Coffee. H. J. M. No. 2, by Dougherty.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 2, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence, and are herewith returned to the House: H. B. No. 79, by Stewart: Committee on Military Affairs recommend that Bill be not concurred in, report adopted, bill returned to House. Sub. H. B. No. 85, by

Committee on Agriculture: On motion by Committee of the Whole, further consideration indefinitely postponed, bill returned to the House. H. B. No. 91, by Buck: Committee of the Whole recommend that bill be not concurred in, report adopted, bill returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 2, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time and referred to Committees: House Bills Nos. 6, 12, 16, 18, 22, 24, 25, 29, 36, 42, 43, 44, 45, 46 and 47, all by Leavitt and Dellwo, by request: Committee on Judiciary. H. B. No. 55, by Rigg, by request, Committee on State Boards and Offices. H. B. No. 67, by Brown of Gallatin: Committee on Education. Sub. for H. B. No. 103, by Education Committee: Referred to Committee on Education. H. B. No. 109, by Graff: Committee on Counties & Towns. H. B. No. 121, by Finlen: Committee on Corporations other than Municipal. H. B. No. 122, by Finlen: Committee on Judiciary. H. B. No. 136, by Fish and Game Committee: Committee on Fish and Game. H. B. No. 150, by Committee on Dairying: Committee on Dairies and Dairying.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications received from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Helena, February 2, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, report adopted: Committee on Counties and Towns: Recommend that Senate Bills No. 23 and No. 26 do not pass, but that Substitute Senate Bill for Senate Bills No. 23 and No. 26 do pass.

Committee on Roads & Highways: Recommend that H. B. No. 90 be concurred in.

Committee on Taxation: Recommend that S. B. No. 33, by Husband, do pass.

Committee on Military Affairs: Recommend that H. B. No. 79 be not concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 2, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. J. M. No. 3 do pass.

That consideration of H. B. No. 62 be passed for the day.

That H. B. No. 91 be not concurred in.

That H. B. No. 54 be concurred in.

That H. B. No. 68 be amended in Section 1 by striking out after the word "the" in line 5 of the Engrossed Bill, the word "West" and inserting in lieu thereof the word "South", and as so amended, recommend said bill be concurred in.

That H. B. No. 76 be concurred in.

That further consideration of Substitute for H. B. No. 85 be indefinitely postponed.

That H. B. No. 90 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 2, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 37, introduced by Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 8416 Revised Codes 1921 relating to negotiable instruments." Referred to Committee on Banks and Banking.

S. B. No. 38, introduced by Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Chapter 180 Laws of 1929 relating to the depositing of funds in the hands of the State Treasurer: and providing for the security to be delivered by the banks designated as depositories by the State Depository Board." Referred to Committee on Banks and Banking.

S. B. No. 39, introduced by Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 10975 of the Revised Codes of Montana of 1921, fixing the punishment for the crime of robbery." Referred to Committee on Banks and Banking.

S. B. No. 40, introduced by Committee on Banks and Banking: A Bill for an Act entitled: "An Act prohibiting the willful and malicious uttering or publishing of false statements against any bank or trust company and providing a penalty therefor." Referred to Committee on Banks and Banking.

S. B. No. 41, introduced by Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 94 of Chapter 89 of the Laws of Montana of 1927, relating to consolidation of banks." Referred to Committee on Banks and Banking.

S. B. No. 42, introduced by Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 46 Chapter 89 of the Laws of 1927 relating to the calculation of profits by banks." Referred to Committee on Banks and Banking.

S. B. No. 43, introduced by Gustafson, Parkin, Burr and Holton: A Bill for an Act entitled: "An Act providing for the adoption of the managerial form of county government." Referred to Committee on Counties and Towns.

S. B. No. 44, introduced by Higbie, by request: A Bill for an Act entitled: "An Act providing for the levy of irrigation district taxes or assessments by Board of County Commissioners when levy is not made by Board of Commissioners of district, and providing for furnishing the County Clerk information with reference to such levy." Referred to Committee on Irrigation and Water Rights.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 2, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Holt, Corwin and Kaulbach: A Bill for an Act entitled:

"An Act to provide for the revocation or cancellation of registration or licenses of registered pharmacists in the State of Montana, and providing for appeal from any order or decision revoking any license or registration which has been granted."

By Fenton: A Bill for an Act entitled:

"An Act to amend Section 4614 of the Revised Codes of Montana of 1921, as amended by Chapter 99 of the Session Laws of the Nineteenth Legislative Assembly, relating to county bonds and validating certain county bond issues."

By Stoutenburg: A Bill for an Act entitled:

"An Act to amend Section 4867 of the Revised Codes of Montana of 1921, relating to the annual compensation or salary for services of county officers in counties of the sixth and seventh class."

By Plank: A Bill for an Act entitled:

"An Act to amend Chapter 109 of the Session Laws of the State of Montana of 1927, relating to the regulation and sale of gasoline, kerosene, distillates, oils and greases, by adding after Section 7, a new section to be known as Section 7A; providing grades and specifications for distillates sold as 'tractor fuel' or 'motor fuel,' etc."

By Corwin, Thien and Sparling: A Bill for an Act entitled:

"An Act to create a State Board of hail insurance; defining the duties and powers of said board and public officers in connection therewith; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail of all taxpayers who may elect to become subject to the provisions of this Act; providing for crop liens in certain instances where the applicant is not the owner of land; providing for hail insurance fund; providing for partial cancellation of insurance in case of destruction by other causes than hail; providing for cash payments, with discount, or lien where delinquent taxes would otherwise bar application; providing for the appointment of appraisers, the appraisal and adjustment of losses and the settlement therefor; fixing the amount that may be levied for the reserve fund and method of liquidation of hail losses of 1918; providing for the foreclosure of liens; providing for the exemption of benefits from execution and attachment and repealing Sections 350, 351, 352, 353, 354, 355, 358, 360, 361, 363 of the Revised Codes of Montana of 1921 and Acts amendatory thereto, Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, 1923, Chapter 8 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and all Acts and parts of Acts in conflict herewith."

By Donovan: A Bill for an Act entitled:

"An Act to amend Section 9079 of the Revised Codes of Montana, 1921, relating to the joinder of the State of Montana as defendant in certain actions."

By Kemmis, Cooper and Rowland:

A Bill for an Act entitled: "An Act defining industrial use of gasoline; exempting the same from all payment of gasoline taxes, defining industrial uses; making effective the provisions of this Act, and repealing all Acts providing for refunds of taxes imposed for the use of gasoline for industrial purposes."

By Schnitzler: A Bill for an Act entitled:

"An Act forbidding driving on public roads under course of construction where same have been closed to traffic, and authorizing the State Highway Commission of Montana to make rules and regulations governing the erection of barriers upon such roads and providing penalties for the violation thereof."

By Shelver, Higbie and Parkin: A Bill for an Act entitled:

"An Act to amend Section 8812, Revised Codes of Montana of 1921, as amended by Chapter 91, Session Laws of the Twenty-first Legislative Assembly of Montana, relating to judicial districts and the number of judges therein."

By McCormick: A Bill for an Act entitled:

"An Act to require certificates of title for registered motor vehicles; to facilitate the recovery of stolen or unlawfully taken motor vehicles, trail-

ers or semi-trailers; to prescribe the powers and duties of the vehicle department; to impose certain fees to carry out the purpose of this Act; to impose penalties for violations of this Act and to make uniform the law relating to the subject matter of this Act; and repealing Chapter 113 of the Session Laws of the Nineteenth Legislative Assembly of Montana of 1925, and Chapter 183 of the Session Laws of the Twenty-first Legislative Assembly of Montana of 1929, and Sub-section 4 of Section 1759 of the Revised Codes of Montana, 1921."

By Cooper: A Bill for an Act entitled:

"An Act relating to the liability of an owner, or driver or person responsible for the operation of a motor vehicle for the injury or death of a guest."

By Cowan, Hagerty, Ruffcorn, Schnitzler and Delaney:

A Senate Joint Memorial memorializing the Congress of the United States, indorsing the amendments made by the Hon. Burton K. Wheeler, United States Senator from Montana, to Interior Bill H. R. 14675, relating to the appropriations requested for roads on Rocky Boy and Blackfeet Indian Reservations and likewise for construction of schools at Poplar and Frazer, Montana.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Logan that the Honorable Senate be requested to return H. B. No. 61 to the House. Motion seconded and carried, so ordered.

The following resolution was received:

HOUSE JOINT RESOLUTION NO. 3

Introduced by Hamilton of Phillips and Replogle:

WHEREAS, in our anxiety to accomplish for our material benefit we often overlook recording in the pages of history events that should be chronicled for our posterity, and

WHEREAS, the Congress of the United States on the 8th day of May, 1914, passed the following statute, which was duly and regularly approved by the President of the United States and is now a part of our law:

"The President of the United States is authorized and requested to issue a proclamation calling upon the Government officials to display the United States flag on all Government buildings, and the people of the United States to display the flag at their homes or other suitable places, on the second Sunday in May, as a public expression of our love and reverence for the mothers of our country.

"The second Sunday in May shall hereafter be designated and known as Mother's Day, and it shall be the duty of the President to request its observation as provided for in this resolution." and

WHEREAS, the Congress of the United States of the 24th day of February, 1925 by an act duly and regularly passed and by the President approved, established and incorporated the American War Mothers, and

WHEREAS, said organization and the laudable purposes for which it stands has now and always will occupy a tender place in the hearts of all our citizens, and

WHEREAS, that organization on the 14th day of November, 1929, at the city of South Bend, Indiana, officially decorated Frank E. Herring of that city and state as the father of Mothers' Day, an appreciation of twenty-five years service and effort in the organization and establishment of Mother's Day, and

WHEREAS, Mother's day is an occasion upon which we all are called back to our childhood days and again walk down memory lanes with thoughts of her, "Our Mother",

WHEREAS, the home is the foundation of civilization and the structure upon which the future development of our Nation and State depends and,

WHEREAS, the burden of maintaining the home and educating the children falls in a large measure upon the father of the home, who patiently and unselfishly strives to give his loved ones all those things which prepare them to better meet the many difficult problems with which they will be required to cope, and

WHEREAS, "Father's Day" is unofficially recognized in many States and is looked upon as an occasion when we are all called back to our childhood days, and

WHEREAS, so far as the available records disclose the people of Montana were the first to recognize "Father's Day,"

THEREFORE, BE IT RESOLVED by the House of Representatives of the Twenty-second Legislative Assembly of the State of Montana, the Senate concurring, that we join with the Congress of the United States in the thought that the second Sunday in May shall always be a day upon which there shall be by our people some public expression of our love and reverence for the Mothers of our country,

BE IT FURTHER RESOLVED, that we join with our American War Mothers in paying our respects to the Honorable Frank E. Herring of South Bend, Indiana, the father of Mother's Day,

BE IT FURTHER RESOLVED, that the second Sunday in June of each year be and the same is hereby designated as "Father's Day", to be observed in a fitting manner by the people of our State in appreciation of the regard and esteem in which we hold our fathers."

On motion by Replogle, resolution adopted, and referred to Committee on Federal Relations.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills and memorial were this day introduced, read first and second time, and referred to committees:

H. B. No. 223, by Committee on Agriculture, by request: A Bill for an Act entitled: "An Act to amend Section 351 of the Revised Codes of Montana of 1921 as amended by Section 4 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, 1923, Section 353 of the Revised Codes of Montana of 1921 and Section 3 of Chapter 40, enacted as Section 350B, of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to hail insurance; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail of all tax payers who may elect to become subject to the provisions of this Act; providing for partial cancellation of insurance in case of destruction by other causes than hail; and providing for cash payments, with discount, or lien where delinquent taxes would otherwise bar application". Committee on Agriculture.

H. B. No. 224, by Buck, Brown of Gallatin, by request: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 122 of the laws of the Twentieth Legislative Assembly of 1927, the same being Section 11048.1 of the Supplement to the Revised Codes of Montana, 1923-1927, making it unlawful to sell, give away, or dispose of intoxicating liquor to a minor, and prescribing punishment therefor". Committee on Public Morals, Charities and Reforms.

H. B. No. 225, by O'Connell, by request: A Bill for an Act entitled: "An Act relating to the regulation of the business of plumbing in the State of Montana providing for the examining and licensing of and issuing of permits to plumbers, fees to be levied, inspection of plumbing installations, and providing for a code to be known as the Montana State Plumbing Code of Minimum Requirements." Committee on State Boards and Officers.

H. B. No. 226, by Ryder: A Bill for an Act entitled: "An Act to amend Chapter 100 of the laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to tax deeds; providing a method and procedure to be followed in applying for a tax deed and for the issuance thereof by the County Treasurer: the redemption of said lands from the tax sale; and the form of deed to be issued and the title conveyed thereby". Committee on Judiciary.

H. B. No. 227, by Committee on Insurance: A Bill for an Act entitled: "An Act to amend Section 6339 of the Revised Codes of Montana of 1921, relating to the payment of death and annuity benefits upon lives of children; providing for the organization and operation of a branch of the society for children, and providing for the amount of benefits payable thereunder". Committee on Insurance.

H. B. No. 228, by Committee on Insurance: A Bill for an Act entitled: "An Act to amend Section 6312 of the Revised Codes of Montana of 1921, relating to qualifications for membership of fraternal benefit societies, providing regulations for beneficial members, and providing for acceptance of general or social members". Committee on Insurance.

H. B. No. 229, by Moss: A Bill for an Act entitled: "An Act to amend Section 1533 of the Revised Codes of Montana, 1921, as amended by Section 1, Chapter 126, Session Laws of 1925, relating to the appointment of officers, rules and regulations, salaries, suspension of subordinates, officials and employees of the Soldiers' Home". Committee on Military Affairs.

House Joint Memorial No. 4

Introduced by Kruse, Replogle and Adair

A Resolution Memorializing Congress for the Passage of Pending Legislation Relating to Permanent Veterans' Hospitalization for the State of Montana:

To the Honorable Senate and House of Representatives of the United States of America in Congress Assembled:

WHEREAS, for more than three years past the Veterans' organizations of the State of Montana have, in anticipation of the needs of hospitalization for veterans in the State of Montana, urged upon Congress the necessity of providing legislation for the permanent Veterans' Hospitalization for the State of Montana; and

WHEREAS, no action has been taken on such legislation and the condition anticipated by the Veterans' Organizations is now upon us, when we find that at this date the hospital at Fort Harrison is filled to capacity and there are now pending the following applications for admission to the hospital from ex-service men of this state who are unable to enter because of lack of facilities;—99 general medical, 57 surgical, 5 nerve cases and one tuberculosis, and in addition we have 70 Neuro Psychiatric cases at the hospital at Sheridan, Wyoming, and 34 confined in the State Insane Hospital at Warm Springs, Montana, who, owing to lack of facilities at the Veterans' Hospital at Fort Harrison are unable to be treated there. In addition, there are a large number of Neuro Psychiatric cases in Montana needing treatment who are not considered in the above figures, for the reason that the hospital at Fort Harrison has no facilities for treating Neuro Psychiatric cases, but entertains applications only from men suffering from nerve injury as distinguished from mental afflictions. These cases are such as to require treatment, but should not be sent to the insane Hospital at Warm Springs or to Sheridan, Wyoming, which is a proper place only for advanced cases. There are no facilities at Fort Harrison for the treatment of Neuro Psychiatric cases and a man must either stay out of the hospital until he reaches an advanced state or go to the Insane Hospital at Warm Springs, Montana, or Sheridan, Wyoming, at a time when the environment may make certain the permanency of his disability; and

WHEREAS, there has been introduced in the Seventy-first Congress of the United States of America, legislation providing for permanent Veterans' facilities for the State of Montana; and

WHEREAS, the passage of said pending legislation is necessary for the immediate care and treatment of all Veterans in the State of Montana;

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the State of Montana, the Senate concurring, that the Congress of the United States of America be, and it is hereby memorialized to pass the now pending legislation relative to permanent Veterans' hospitalization for the State of Montana; and

BE IT FURTHER RESOLVED that a copy of this Memorial be transmitted by the Secretary of State of the State of Montana to Senate and House of Representatives of the United States of America, and to each of the Senators and Representatives of the State of Montana in Congress.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Salyerds of Fergus in the chair.

Committee arose.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 129, Sub. H. B. No. 102, Sub. H. B. No. 104, Sub. H. B. No. 123, H. B. Nos. 124, 128, 184, 185, Senate Bills Nos. 2, 3, respectfully report as follows: Consideration of H. B. No. 129 passed temporarily. Recommend that Sub. H. B. No. 102 do pass. Sub. H. B. No. 104 be amended as follows: Amend Section 5 by striking out in line 1 the word "all" and the letter "s" from the word "Acts" and inserting in lieu thereof the word "This"; that Sub. H. B. No. 104, as amended, do pass. Sub. H. B. No. 123, consideration passed for the day. H. B. No. 124 do pass. H. B. No. 128 do pass; H. B. No. 184 be amended as follows: Amend H. B. No. 184 by striking out Section 4; recommend that H. B. No. 184 be taken from General Orders and referred to Committee on Judiciary. H. B. No. 185, taken from General Orders and referred to Committee on Livestock and Public Ranges. Senate Bill No. 2 be concurred in. Senate Bill No. 3, concurred in. Consideration of H. B. No. 129, passed for the day.

SALYERDS, Chairman.

On motion by Salyerds, report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 144, 156, 174, 221, Sub. H. B. No. 98.

NYQUIST, Chairman.

Report adopted.

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Meyer, McCormack, Parker, Merriman, Benjamin, Hodgskiss, Lillis, Fairgrieve, Ekegren: A Bill for an Act entitled: "An Act providing for the appointment of a committee consisting of six members of the House of Representatives and six Senators of the State of Montana to investigate the unreasonableness of telephone rates in the State of Montana and providing how each committee shall be selected and providing an appropriation for said investigation and the effect of the report of its findings and

power to enforce the same through same proceedings as apply to orders of the Railroad Commission."

By Meyer, Casey, McDermott, Goodwin: A Bill for an Act entitled: "An Act to amend Section 7726 Revised Codes of Montana of 1921 relating to interest and the amount that parties may agree to and what charges are prohibited."

By Meyer, Casey, McDermott: A Bill for an Act entitled: "An Act to amend Section 7727 of the Revised Codes of Montana of 1921 relating to the penalty for usury, action to recover excessive interest."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 175, introduced by A. Ueland and Ekegren, by request, a Bill for an Act entitled: "An Act providing for general meetings of the various county clerks and recorders of the state, when such meetings are deemed advisable by the State Examiner; providing where such meetings shall be held; providing for the payment of expenses by the various counties," respectfully report as follows: That House Bill No. 175 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 196, introduced by Woodcock, a Bill for an Act entitled: "An Act relating to the destruction of satisfied chattel mortgages and contracts of conditional sale, together with the written satisfaction thereof by the County Clerk and Recorder five years after such satisfaction is made," respectfully report as follows: That House Bill No. 196 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 201, introduced by Willard, a Bill for an Act entitled: "An Act to amend Code Section 12459 relating to the designation of certain county jails for state prison purposes and notifying judges of said action by the Board of Prison Commissioners, and providing for the confinement of prisoners sentenced to the state prison in institutions for the confinement of prisoners outside of this state," respectfully report as follows: That House Bill No. 201 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communication was received from the Senate:

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion by Senator Kane, duly seconded and carried, the Senate requests that H. B. No. 91 be recalled from the House for further consideration.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that the Senate request be granted and H. B. No. 91 be returned for further consideration. Motion seconded and carried.

Moved by Leavitt that the House recess until 2:30 this afternoon. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m., pursuant to recess.

Mr. Speaker in the chair.

The Speaker gave notice he was about to sign Senate Bill No. 4, and thereupon signed same.

Committee on Printing reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bill correctly printed: House Bill No. 209.

NYQUIST, Chairman.

Report adopted.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Meyer: A Bill for an Act entitled: "An Act to amend 8932 of the Revised Codes of Montana of 1921, relating to when and by whom a stenographer's fee must be paid in civil action".

By Porter and Dellwo: A Bill for an Act entitled: "A Resolution memorializing Congress for the passage of pending legislation, providing that the United States shall aid the states in the construction of rural post-roads and for other purposes."

By Fish and Game Committee: A Bill for an Act entitled: "An Act amending Section 3694 of the Revised Codes of Montana as amended by Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the restrictions of the manner of taking and possessing fish and game and granting and giving to the State Fish and Game Commission of the State of Montana, authority to change or suspend closed seasons on game birds and animals, game fish and fur-bearing animals so as to meet existing conditions, and also, to make and promulgate rules and regulations for the killing, taking, capturing and possessing of game fish, game birds, game and fur-bearing animals, prescribing penalties for a violation of this Act and repealing all Acts and parts of Acts in conflict with the provisions hereof".

By Fish and Game Committee: A Bill for an Act entitled: "An Act relating to and fixing the salary of the State Game Warden and repealing all Acts and parts of Acts in conflict herewith."

By Buck, Dougherty, Sample, Watson of Missoula, Burrell, Hagestad, Pauly, A. Ueland: A Bill for an Act entitled: "An Act to amend Section 2002 of the Revised Codes of the State of Montana, pertaining to when assessment of property shall be made, when and how credits must be assessed and when motor vehicles shall be assessed; to amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana of 1923, as amended by Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929 providing for the payment of general taxes, special assessments for special improvements and taxes on motor vehicles; to amend Section 1759 of the Revised Codes of Montana for 1921, as amended by Chapter 113 of the Session Laws of 1925, as amended by Chapter 181 of the Session Laws of 1929, pertaining to registration and re-registration of motor vehicles, providing the method thereof, providing for applications for and certificates of registration, number plates and the exhibition thereof, temporary County Treasurer receipts, replacements of number plates and certificates, exemption of non-resident owners of automobiles, prescribing the duties of the County Treasurers and Registrar of Motor Vehicles, providing penalties for operation of motor vehicles without a license and the time period and limitation of registration and re-registration of motor vehicles; to provide penalties and the manner of enforcement thereof, for violation of Section 1755 of the Revised Codes of Montana for 1921, as amended by Chapter 177 of the Session Laws of 1925, and by Chapter 129 of 1927 as amended by Chapter 181 of the Session Laws of 1929 and of Section 3 of the proposed Act; and providing that all registrations and re-registrations of motor vehicles shall be made by the Registrar of Motor Vehicles, but providing for County Treasurers taking applications therefor and providing for permits to operate motor vehicles for a period of not more than ten days after such application made, pending the receipt of certificate and number

plates from the Registrar of Motor Vehicles, providing for applications for registration or re-registration of motor vehicles being accompanied by previous receipt issued by the Registrar of Motor Vehicles for the year preceding; defining motor vehicles; and repealing Chapter 171 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana for 1929, and all Acts and parts of Acts in conflict with the proposed Act".

By Schilling: A Bill for an Act entitled: "An Act to amend Section 10307 of the Revised Codes of Montana of 1921, providing for the order in which debts of an estate must be paid, and limiting certain debts."

Committee on Engrossing reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 82, 111, 134, 141, Sub. H. B. No. 102, Sub. H. B. No. 104, H. B. Nos. 124, 128.

GREEN, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration House Joint Resolution No. 3, introduced by Hamilton and Repogle, respectfully report as follows: That House Joint Resolution No. 3 do pass.

HAVERFIELD, Chairman.

On motion by Haverfield, report adopted.

Mr. Speaker: We, a majority of your Committee on Highways, having had under consideration House Bill No. 120, a Bill for an Act entitled: "An Act to amend Section 11 of the Laws of 1927 relating to gasoline exempted from payment of the gasoline license tax," respectfully report as follows: That House Bill No. 120 do not pass.

MOSS,
DARLINTON,
SALYERDS,
NELSTEAD,
SULLIVAN,
ARNOLD (Rosebud),
LILLIS,
PAULY.

Mr. Speaker: We, a minority of your Committee on Highways, having had under consideration House Bill No. 120, respectfully report as follows: That House Bill No. 120 be printed and placed on General Orders.

HAMILTON (Phillips),
HANSON,
RIGG.

Moved by Hamilton of Phillips that minority report be adopted; moved by Moss, as a substitute motion, that majority report be adopted; motion lost; motion that minority report be adopted duly seconded and carried.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Joint Memorial No. 3, a House Joint Memorial entitled: "A Resolution memorializing Congress for the passage of legislation now pending towards the conversion into cash of the adjusted compensation certificates," respectfully report as follows: That House Joint Memorial No. 3 be adopted.

KRUSE, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Joint Memorial No. 4, a resolution memorializing Congress for the passage of pending legislation relating to permanent

veterans' hospitalization for the State of Montana," respectfully report as follows: That House Joint Memorial No. 4 be adopted.

KRUSE, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 229, a Bill for an Act entitled: "An Act to amend Section 1533 of the Revised Codes of Montana, 1921, as amended by Section 1, Chapter 126, Session Laws of 1925, relating to the appointment of officers, rules and regulations, salaries, suspension of subordinates, officials and employees of the Soldiers' Home," respectfully report as follows: That House Bill No. 229 do pass.

KRUSE, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 131, introduced by Finlen, a Bill for an Act entitled: "An Act to amend Section 4805 of the Revised Codes of Montana of 1921, as amended by Chapter 2 of the Session Laws of the Twenty-first Legislative Assembly of 1929, relating to duties of County Clerk and Recorder on receipt of instrument to be recorded, and eliminating provision of Chapter 2 Session Laws of the Twenty-first Legislative Assembly of 1929 providing for additional information in connection therewith," respectfully report as follows: That House Bill No. 131 be amended in Section 1, by inserting at the end of Section 1 the following: "The County Clerk shall not receive for recording any deed, mortgage or assignment of mortgage unless the postoffice address of the grantee, mortgagee or assignee of the mortgagee, as the case may be, is contained therein, provided that this requirement shall not affect the validity of the record of any instrument which has been or may be recorded." And as amended, the bill do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration H. B. No. 223, a Bill for an Act entitled: "An Act to amend Section 351 of the Revised Codes of Montana of 1921, as amended by Section 4 of Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, 1923, Section 353 of the Revised Codes of Montana of 1921, and Section 3 of Chapter 40, enacted as Section 350B of the Session Laws of the Eighteenth Legislative Assembly, 1923, relating to hail insurance; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail of all taxpayers who may elect to become subject to the provisions of this Act; providing for partial cancellation of insurance in case of destruction by other causes than hail; and providing for cash payments, with discount, or lien where delinquent taxes would otherwise bar application," respectfully report as follows: That H. B. No. 223 do pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 200, a Bill for an Act entitled: "An Act to amend Section 2153 of the Revised Codes of Montana of 1921, as amended by Chapter 113 of the Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the lien of personal property taxes; providing such taxes shall be a lien upon the real property of the owner; providing the mortgagee may request the personal property and real estate of the owner be separately assessed if said taxes have not been paid by the owner, or is shown by affidavit to have been paid by the mortgagee for one or more years, and providing the duty of the County Assessor in connection therewith, and providing the manner of collecting said personal property taxes, when so assessed," respectfully report as follows: That H. B. No. 200 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the House set aside the use of the House chamber Wednesday evening, February 25, 1931, for the Mock Session and that admission to the Mock Session be by ticket only and all arrangements be made under the direction of the House Committee on Entertainment. Motion seconded and carried.

The following resolution was received:

House Resolution No. 1

Introduced by Dellwo, Porter, Shannon, Dougherty, Watson (Missoula), Schilling, Willard, Coffee.

WHEREAS, final action by the Congress of the United States upon H. R. 14675, being a Bill for an Act appropriating money for the Department of the Interior, and for other purposes, has been delayed until it is apparent that said bill might fail of passage during the present session of Congress; and

WHEREAS, the passage of this bill is essential to the activities of the Department of the Interior and its failure of passage would make necessary the calling of a special session of Congress; and

WHEREAS, this bill includes, amongst its provisions, appropriations for continuing construction and maintenance of irrigation projects in Montana; and

WHEREAS, a discontinuance of such construction and maintenance at this time would result in a serious handicap to the development of such projects, and would result in a disastrous shortage of water for irrigation on these projects.

NOW, THEREFORE, BE IT RESOLVED, that it is the consensus of opinion of the House of Representatives of the State of Montana that the Interior Department appropriation bill should pass during the present session of Congress and that the items appropriating money and making provisions for the continuance of construction and other provisions relating to irrigation projects in Montana should be retained in such bill;

AND BE IT FURTHER RESOLVED, that a copy of these resolutions, properly attested by the Speaker and the Clerk of the House, be forwarded to the President of the United States, to Senator Smoot of Utah, to Congressman Cramton of Michigan and to the Senators and Representatives in Congress from Montana.

Moved by Dellwo that the resolution be adopted and the Chief Clerk instructed to transmit necessary copies by night messages. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bill was introduced, read first and second time, and referred to Committee on Judiciary:

H. B. No. 230, by Meyer: A Bill for an Act entitled: "An Act to amend Section 9130 of the Revised Codes of Montana of 1921, providing for what causes of action may be joined in one complaint."

THIRD READING OF SENATE BILLS

S. B. No. 2, introduced by Duncan, by request, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Callatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Jarrett, Leavitt, Lillis, Lewis, Logan, Manning, Martin, Mason, McCormack,

McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R.; Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Benjamin, Cooney, Ekegren, Gordon, Haight, Haverfield, Henderson, Hodgskiss, Knight, Kruse, Murphy, Porter, Roll, Stewart, Waite, Wilson, Woodcock. Total 17.

S. B. No. 3, by Duncan by request, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R.; Waring, Watson (Meagher), Watson (Missoula), Willard, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Cooney, Dellwo, Dougherty, Gordon, Henderson, Hodgskiss, Knight, Kruse, Meyer, Roll, Rolph, Stewart, Troy, Vollmer, Waite, Wilson, Woodcock. Total 17.

THIRD READING OF HOUSE BILLS

H. B. No. 82, introduced by Ekegren, A. Ueland, Budas, Rolph, Hamilton (Phillips), Hodgskiss, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R.; Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Buck, Cooney, Dellwo, Fairgrieve, Gordon, Hodgskiss, Knight, Meyer, Ross, Salyerds, Stewart, Troy, Vollmer, Wilson, Woodcock. Total 15.

H. B. No. 111, introduced by Quamme, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Man-

ning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R.; Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Cooney, Fairgrieve, Gordon, Green, Knight, Miller, Shannon, Stewart, Troy, Vollmer, Woodcock. Total 13.

H. B. No. 134, introduced by Salyerds and Roll, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Grabow, Graff, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Sample, Schilling, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R.; Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Blewett, Cooney, Dougherty, Finlen, Freed, Gordon, Green, Hamilton (Musselshell), Hamilton (Phillips), Knight, Moss, Ross, Salyerds, Shannon, Stewart, Troy, Vollmer. Total 17.

House reverted to Order of Business No. 6.

The following resolution was received:

House Joint Resolution No. 4

Introduced by Harry A. Sample

WHEREAS it has been generally charged in various newspapers and by various citizens in the State, that Montana is being discriminated against in the matter of freight rates on gasoline and other petroleum products and the general impression prevails that Wyoming refiners have been given competitive rates enabling them to compete for business in Oklahoma (group 3) territory, but that Oklahoma refiners have not been given similar competitive rates into that part of Wyoming trade territory comprising all of the state of Montana, at least, and that such condition, if true, constitutes a discrimination on the part of the governmental rate making authorities against the people of Montana giving to Wyoming refiners an advantage estimate at an average of 3c per gallon;

NOW THEREFORE BE IT RESOLVED by the House of Representatives of Montana, the Senate concurring, that the Interstate Commerce Commission be requested to fully investigate the freight rates on petroleum products, particularly the rates from Group three, as competitive to Wyoming rates into Montana points and Wyoming rates into Group three territory as competitive to Group three refiners in their territory and to determine the question of discrimination in the present rates and further to request said Commission to investigate all interstate rates which might be discriminatory to the state of Montana, and adjust same on a fair and reasonable basis,

AND BE IT FURTHER RESOLVED that a copy of this Resolution be sent to the chairman of the Interstate Commerce Commission and the Attorney General of the United States and also that a copy be sent to

the chairman of the State Railroad Commission and the Attorney General of Montana and that said officials of the State of Montana be instructed to immediately take steps to secure a hearing upon the matter covered by this resolution.

On motion by Sample, resolution adopted. Resolution referred to Committee on Petroleum, Oil and Gas.

Moved by Leavitt that the House adjourn until Wednesday, February 4, 1931, at 10:30 a. m.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-FIRST DAY

House of Representatives,
Helena, Montana, February 4, 1931.

House convened at 10:30 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by Rev. Frank S. Hollett, Superintendent of the Deaconess School.

On roll call all members present except: Cooney, absent and Coffee, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 30th Legislative Day, find the same to be correct.

EKEGREN, Chairman.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Freed: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 115, Session Laws 1927, providing for the dissolution of joint school districts, the holding of an election, the adjustment of indebtedness and the dissolution by County Commissioners in certain cases."

By Shannon: A Bill for an Act entitled: "An Act relating to the sale of animal or poultry food; prescribing certain duties in connection with the sale thereof, prohibiting misrepresentations as to weights and prescribing penalties."

By Committee on Townships and Counties: A Bill for an Act entitled: "An Act relating to the floating indebtedness of counties outstanding at the close of the fiscal year ending June 30th, 1931, and providing for the issuance of bonds to fund indebtedness or the levying of special taxes to pay such floating indebtedness."

By Committee on Townships and Counties: A Bill for an Act entitled: "An Act relating to the issuing of bonds by incorporated cities and towns: providing the procedure and the duties of city and town officers in connection therewith and repealing Sections 5278, 5279, 5280, 5281, 5282, 5283, 5284, 5285, 5286, 5287 and 5288 Revised Codes of Montana, 1921, Chapter 61, Session Laws of Montana of 1927, and all other Acts and parts of Acts in conflict herewith."

By Committee on Townships and Counties: A Bill for an Act entitled: "An Act relating to county bonds; granting Boards of County Commissioners power to issue and sell bonds for certain purposes and subject to certain conditions and limitations; prescribing the procedure for the issuance, sale and repayment of, and the duties of county officers in connection with, such bonds; and repealing Sections 4614, 4615, 4617, 4619, 4620, 4621,

4622, 4623, 4624, 4652, 4653, 4654, 4655, 4656, 4658, 4693, 4694, 4695, 4696, 4697, 4699 and 4712 of the Revised Codes of Montana of 1921, Chapter 41 of the 1921 Session Laws and Chapters 84 and 99 of the 1925 Session Laws and all other Acts and parts of Acts in conflict with the provisions of this Act."

By Logan: A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of the United States for refund on gasoline purchased between January 11, 1930, and January 8, 1931."

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 167, 170, 203, 218, 222.

NYQUIST, Chairman.

Report adopted.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. J. M. No. 1, H. J. M. No. 2, H. B. No. 90.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign H. J. M. No. 1, H. J. M. No. 2 and H. B. No. 90, and thereupon signed the same.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration House Bill No. 173, a Bill for an Act entitled: "An Act designating and empowering the State Examiner to sign all trustee and deposit receipts and releases required to be signed for and on behalf of the State of Montana in all cases relating to the deposit of county, city, and town funds," respectfully report as follows: That House Bill No. 173 do pass.

MANNING, Chairman.

On motion by Manning, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 210, a Bill for an Act entitled: "An Act providing identification tags for traps used in trapping fur-bearing animals, providing for the cost of same and the issuance thereof by the State Fish and Game Commission and providing a penalty for the failure of trappers to use said tags," respectfully report as follows: That House Bill No. 210 do pass.

ARNOLD (Stillwater), Chairman.

On motion by Arnold of Stillwater, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 105, a Bill for an Act entitled: "An Act to amend Section 9485 of the Revised Codes of Montana 1921 as amended by Chapter 55 of the Eighteenth Legislative Assembly of the State of Montana 1923 relating to quieting title to real estate," respectfully report as follows: That House Bill No. 105 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 157, a Bill for an Act entitled: "An Act to make it unlawful for any person, firm, company, association, or corporation doing business in more than one community in this state or in this state and other states to discriminate against a community or communities in this state by charging a higher sale price therein than is charged in other communities in this state or other states after allowing for transportation costs and providing for the prosecution of offenses against this

Act and providing penalties therefor," respectfully report as follows: The House Bill No. 157 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 177, a Bill for an Act entitled: "An Act to amend Section 9443 of the Revised Codes of Montana of 1921 and Section 9444 of the Revised Codes of Montana of 1921 as amended by Section of Chapter 16 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the redemption of real property from execution sales providing who may be redemptioners thereof; providing when the judgment debtor, or his wife or redemptioner may redeem, and fixing the rate of interest thereon," respectfully report as follows: That House Bill No. 177 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of Senator Church, duly seconded and carried, the Senate requests the House to return H. B. No. 79 for further consideration

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion of the request of the House for the return of H. B. No. 61 for further consideration is hereby granted, and bill is herewith returned.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times, title and history agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 20, by Keeley.

S. B. No. 24, by Survant.

S. B. No. 25, by Committee on Irrigation and Water Rights.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 54, by Stewart, was this day read three several times and concurred in, as amended, title agreed to, and is herewith returned to the House for concurrence in Senate amendment:

Senate Committee on Judiciary, amendment to H. B. No. 54:

Amend in lines 26 and 27 of the original bill by striking therefrom the words "in any county in which any such instrument is recorded."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that House Bill No. 68, by Spangler, was this day read three several times and concurred in as amended, title agreed to, and is herewith transmitted to the House for concurrence in Senate amendments:

Senate Committee on Fish and Game, amendment to H. B. No. 68:

Amend on page 1, in line 23, by striking out the word "west" after the word "the," and inserting in lieu thereof the word "south."

Senate Committee of the Whole amendment to H. B. No. 68:

Amend in Section 1 by striking out after the word "the" in line 5 of the engrossed bill the word "west," and inserting in lieu thereof the word "south."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to committees:

H. B. No. 66—Committee on Counties and Towns.

H. B. No. 130—Committee on Judiciary.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that the following House Bills were this day read three several times and concurred in, title agreed to, and are herewith returned to the House:

H. B. No. 60, by Appropriations Committee.

H. B. No. 76, by Rigg, Adair, Finlen, Graff, Manning, Merriman, Meyer, Nyquist, Pauly, Replogle, Ross, Sample, Schilling and Stewart by request.

H. B. No. 80, by Appropriations Committee.

H. B. No. 81, by Appropriations Committee.

H. B. No. 106, by Appropriations Committee.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that the following Senate Bill was this day introduced, read first and second time, and referred to Committee:

S. B. No. 56, by Larson, Survant and Campbell: A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana, of an amendment to Section 1 of Article 12 of the Constitution of the State of Montana relating to revenue and taxation; providing for the levy, collection and distribution of taxes upon incomes of persons, firms and corporations." Committee on Constitutional amendments.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that the following Notices of Introduction were this day given:

By Sparling, Angvick and Staggs, by request: A Bill for an Act entitled: "An Act to create cooperative county state protein testing laboratories, making provision for installing and maintaining same, providing for the issuance of certificates of analysis, providing for supervision and regulation of said laboratories, delegating authority under the provisions of the act and providing for general regulations and funds to carry out the provisions of this act."

By Stewart: A Bill for an Act entitled: "An Act providing for the regulation, supervision and licensing of insurance agents; providing for license fees to be paid and disposition to be made thereof; providing for a Board of Insurance Education and defining their powers, duties and qualifications, and prescribing the procedure for said Board; providing for the enforcement of this Act and penalty for the violation thereof."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That Substitute for S. B. No. 10 do pass.

That Consideration of S. B. No. 12 be passed for the day.

That S. B. No. 15 do pass.

That S. B. No. 19 do pass.

That consideration of S. B. No. 22 be passed for the day.

That S. B. No. 29 do pass.

That S. B. No. 34 be amended in Section 5 by striking out in line 1 the word "Commissioner" and inserting in lieu thereof the words "Stat Auditor," and as so amended, recommend bill do pass.

That S. J. M. No. 1 do pass.

That S. J. R. No. 2 do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committee this day reported as follows, report adopted:

Committee on Federal Relations: Recommend that S. J. M. No. 4 do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, report adopted:

A Minority of Committee on Railways and Transportation: Recommend that S. B. No. 21 do pass, report adopted.

Committee on Elections and Privileges: Recommend that H. B. No. 114 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By McCormick and Keeley: A Bill for an Act entitled: "An Act to amend Section 2002 of the Revised Codes of the State of Montana, pertaining to when assessment of property shall be made, when and how credits must be assessed and when motor vehicles shall be assessed; to amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana of 1923, as amended by Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929 providing for the payment of general taxes, special assessments for special improvements and taxes on motor vehicles; to amend Section 1759 of the Revised Codes of Montana for 1921, as amended by Chapter 113 of the Session Laws of 1925, as amended by Chapter 181 of the Session Laws of 1929, pertaining to registration and re-registration of motor vehicles, providing the method thereof, providing for applications for and certificates of registration, number plates and the exhibition thereof, temporary County Treasurer receipts, replacement of number plates and certificates, exemption of non-resident owners of automobiles, prescribing the duties of the County Treasurers and Registrar of Motor Vehicles, providing penalties for operation of motor vehicles without a license and the time, period and limitation of registration and re-registration of motor vehicles; to provide penalties and the manner of enforcement thereof, for violation of Section 1755 of the Revised Codes of Montana for 1921, as amended by Chapter 177 of the Session Laws of 1925 and by Chapter 129 of 1927 as amended by Chapter 181 of the Session Laws of 1929 and of Section 3 of the proposed Act; and providing that all registrations and re-registrations of motor vehicles shall be made by the Registrar of Motor Vehicles, but providing for County Treasurers taking applications therefor and providing for permits to operate motor vehicles for a period of not more than ten days after such application made, pending the receipt of certificate and number plates from the Registrar of Motor Vehicles, providing for applications for registration or re-registration of motor vehicles being accompanied by previous receipt issued by the Registrar of Motor Vehicles for the year preceding; defining motor vehicles; and repealing Chapter 171 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana for 1929, and all Acts and parts of Acts in conflict with the proposed Act."

By Campbell: A Bill for an Act entitled: "An Act to amend Section 1071 of the Revised Codes of the State of Montana relating to fire drills in public and private schools of the state."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 45, introduced by Plank: A Bill for an Act entitled: "An Act to amend Chapter 109 of the Session Laws of the State of Montana of 1927, relating to the regulation and sale of gasoline, kerosene, distillates, oils and greases, by adding after Section 7, a new section to be known as Section 7A; providing grades and specifications for distillates sold as tractor fuel or 'motor fuel,' etc." Referred to Committee on Oil and Leases.

S. B. No. 46, introduced by Donovan: A Bill for an Act entitled: "An Act to amend Section 9079 of the Revised Codes of Montana, 1921, relating to the joinder of the State of Montana as defendant in certain actions." Referred to Judiciary Committee.

S. B. No. 47, introduced by Stoutenburg: A Bill for an Act entitled: "An Act to amend Section 4867 of the Revised Codes of Montana of 1921, relating to the annual compensation or salary for services of county officers in counties of the sixth and seventh class." Referred to Committee on Counties and Towns.

S. B. No. 48, introduced by Holt, Corwin, Kaulbach: A Bill for an Act entitled: "An Act to provide for the revocation or cancellation of registration or licenses of registered pharmacists in the State of Montana, and providing for appeal from any order or decision revoking any license or registration which has been granted." Referred to Judiciary Committee.

S. B. No. 49, introduced by Husband: A Bill for an Act entitled: "An Act to amend Section 2222 Revised Codes of Montana, 1921, providing for the refunding of taxes, penalties and costs paid more than once or erroneously or illegally collected, and enacting a new section to be designated as Section 2222-A providing for the cancellation of erroneous and illegal assessments." Referred to Committee on Taxation.

S. B. No. 50, introduced by Fenton: A Bill for an Act entitled: "An Act to amend Section 4614 Revised Codes of the State of Montana of 1921, as amended by Chapter 99 of the Session Laws of the Nineteenth Legislative Assembly of the State of Montana, relating to county bonds and validating certain county bond issues." Referred to Judiciary Committee.

S. B. No. 51, introduced by McCormick: A Bill for an Act entitled: "An Act to require certificates of title for registered motor vehicles; to facilitate the recovery of stolen or unlawfully taken motor vehicles; to provide for the licensing of dealers in used motor vehicles, trailers or semi-trailers; to prescribe the powers and duties of the vehicle department; to impose certain fees to carry out the purpose of this Act; to impose penalties for violation of this Act and to make uniform the law relating to the subject matter of this Act; and repealing Chapter 113 of the Session Laws of the Nineteenth Legislative Assembly of Montana of 1925, and Chapter 183 of the Session Laws of the Twenty-first Legislative Assembly of Montana of 1929, and Sub-section 4 of Section 1759 of the Revised Codes of Montana, 1921." Referred to Committee on Roads and Highways.

S. B. No. 52, introduced by Kemmis, Cooper, Rowland: A Bill for an Act entitled: "An Act defining industrial use of gasoline; exempting the same from all payment of gasoline taxes, defining industrial uses; making effective the provisions of this Act, and repealing all Acts providing for refunds of taxes imposed for the use of gasoline for industrial purposes." Referred to Committee on Roads and Highways.

S. B. No. 53, introduced by Corwin, Thien, Sparling: A Bill for an Act entitled: "An Act to create a State Board of Hail Insurance; defining the duties and powers of said board and public officers in connection therewith; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail of all taxpayers who may elect to become subject to the provisions of this Act; providing for crop liens in certain instances where the applicant is not the owner of land; providing for hail insurance fund; providing for partial cancellation of insurance in case of destruction by other causes than hail; providing for cash payments, with discount, or lien where delinquent taxes would otherwise bar application; providing for the appointment of appraisers, the appraisal and adjustment of losses and the settlement therefor; fixing the amount that may be levied for the reserve fund and method of liquidation of hail losses of 1918; providing for the foreclosure of liens; providing for the exemption of benefits from execution and attachment and repealing Sections 350, 351, 352, 353, 354, 355, 358, 360, 361, 363 of the Revised Codes of Montana of 1921 and Acts amendatory thereto, Chapter 40 of the Session Laws of the Eighteenth Legislative Assembly, 1923, Chapter 8 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and all Acts and parts of Acts in conflict herewith." Referred to Committee on Insurance.

S. B. No. 54, introduced by Shelver, Higbie, Parkin: A Bill for an Act entitled: "An Act to amend Sections 8812 and 8813, Revised Codes

of Montana of 1921, as amended by Chapter 91, Session Laws of the Twenty-first Legislative Assembly of Montana, relating to judicial districts and the number of judges therein." Referred to Committee on Judicial Districts.

S. B. No. 55, introduced by Schnitzler, by request: A Bill for an Act entitled: "An Act forbidding driving on public roads under course of construction where same have been closed to traffic, and authorizing the State Highway Commission of Montana to make rules and regulations governing the erection of barriers upon such roads and providing penalties for the violation thereof." Referred to Committee on Roads and Highways.

S. J. M. No. 4, introduced by Cowan, Hagerty, Ruffcorn, Schnitzler, Delaney: "Memorial to the Congress of the United States, indorsing the amendments made by the Hon. Burton K. Wheeler, United States Senator from Montana, to Interior Bill, H. R. 14675, relating to the appropriations requested for roads on Rocky Boy and Blackfeet Indian Reservations and likewise appropriations for construction of schools at Poplar and Frazer, Montana." Referred to Committee on Federal Relations.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that Senate request for the return of H. B. No. 79 be complied with. Motion seconded and carried. So ordered.

Moved by Leavitt that H. B. No. 61 be re-referred to Committee on Appropriations. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second times and referred to committees:

H. B. No. 231, by Committee on State Boards and Officers: A Bill for an Act entitled: "An Act to amend Sections 192 and 196 of the Revised Codes of Montana, 1921, relating to the duties of the State Treasurer and state boards, commissions, bureaus, departments and institutions, relative to the deposit of state funds and securities." Committee on State Boards and Officers.

H. B. No. 232, by Meyer: A Bill for an Act entitled: "An Act to amend Section 9187 of the Revised Codes of Montana of 1921, providing for amendments by the court; and enlarging time to plead and relieving from judgment, order, or other proceeding." Committee on Judiciary.

H. B. No. 233, by Meyer, Casey, McDermott, Goodwin: A Bill for an Act entitled: "An Act to amend Section 7727 of the Revised Codes of Montana of 1921 relating to the penalty for usury, action to recover excessive interest." Committee on Judiciary.

H. B. No. 234, by Committee on Insurance: A Bill for an Act entitled: "An Act to amend Section 6310 of the Revised Codes of Montana of 1921, relating to the issuing of endowment certificates and the granting of protection, benefits, and withdrawal privileges by fraternal benefit societies, and regulations for the same." Committee on Insurance.

H. B. No. 235, by Committee on Insurance: A Bill for an Act entitled: "An Act to amend Section 6311 of the Revised Codes of Montana of 1921, as amended by Chapter 84 of the Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to payment of death benefits to beneficiaries in benefit certificates issued by fraternal benefit societies, and providing regulations relative thereto." Committee on Insurance.

H. B. No. 236, by Schilling: A Bill for an Act entitled: "An Act to amend Section 10307 of the Revised Codes of Montana of 1921, providing for the order in which debts of an estate must be paid, and limiting certain debts." Committee on Judiciary.

H. B. No. 237, by Buck, Dougherty, Sample, Watson of Missoula, Burrell, Hagestad, Pauly, Andrew Ueland, Troy: A Bill for an Act entitled: "An Act to amend Section 2002 of the Revised Codes of the State of Montana, pertaining to when assessment of property shall be made, when and how credits must be assessed and when motor vehicles shall be assessed: to amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana of 1923, as amended by Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929 providing for the payment of general taxes, special assessments for special improvements and taxes on motor vehicles: to amend Section 1759 of the Revised Codes of Montana for 1921, as amended by Chapter 113 of the Session Laws of 1925, as amended by Chapter 181 of the Session Laws of 1929, pertaining to registration and re-registration of motor vehicles, providing the method thereof, providing for applications for and certificates of registration, number plates and the exhibition thereof, temporary County Treasurer receipts, replacement of number plates and certificates, exemption of non-resident owners of automobiles, prescribing the duties of the County Treasurers and Registrar of Motor Vehicles, providing penalties for operation of motor vehicles without a license and the time period and limitation of registration and re-registration of motor vehicles: to provide penalties and the manner of enforcement thereof, for violation of Section 1755 of the Revised Codes of Montana for 1921, as amended by Chapter 177 of the Session Laws of 1925 and by Chapter 129 of 1927 as amended by Chapter 181 of the Session Laws of 1929 and of Section 3 of the proposed Act; and providing that all registrations and re-registrations of motor vehicles shall be made by the Registrar of Motor Vehicles, but providing for County Treasurers taking applications therefor and providing for permits to operate motor vehicles for a period of not more than ten days after such application made, pending the receipt of certificate and number plates from the Registrar of Motor Vehicles, providing for applications for registration or re-registration of motor vehicles being accompanied by previous receipt issued by the Registrar of Motor Vehicles for the year preceding: defining motor vehicles: and repealing Chapter 171 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana for 1929, and all Acts and parts of Acts in conflict with the proposed Act." Committee on Townships and Counties.

H. B. No. 238, by Miller, by request: A Bill for an Act entitled: "An Act amending Section 1015 of the Revised Codes of Montana 1921 as amended by Chapter 122 of the 18th Legislative Assembly 1923 prescribing the duties of trustees of public schools and particularly amending Subdivision 7 of said section regulating the rental of school buildings and Subdivision 11 relating to the employment of a physician or other competent person to make inspections as to sanitary conditions and amending all Acts and parts of Acts in conflict herewith." Committee on Education.

H. B. No. 239, by Bechtel, Grabow, Meyer: A Bill for an Act entitled: "An Act to amend Section 9449 of the Revised Codes of Montana 1921 relating to the possession of land during the period of redemption." Committee on Judiciary.

H. B. No. 240, by McCormack: A Bill for an Act entitled: "An Act to amend Sections 1999 and 2000 Revised Codes of Montana 1921, providing for the classification of taxable property for the purpose of taxation and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of taxes". Committee on Revenue and Taxation.

House Joint Memorial No. 5 Introduced by Porter and Dellwo

A resolution memorializing Congress for the passage of pending legislation, providing that the United States shall aid the states in the construction of rural post-roads and for other purposes.

To the Honorable Senate and House of Representatives of the United States of America in Congress assembled:

WHEREAS, the agricultural interests of the State of Montana cannot be served and do not have access to the present federal aid system of highways; and

WHEREAS, rural mail carriers in the State of Montana are handicapped in the speedy distribution of the United States mail by reason of poor and inadequate intracounty and intercounty highways; and

WHEREAS, the farming interests in the State of Montana would be better served, at all times of the year, by improving third class highways which would mean much to the future development of the State of Montana; and

WHEREAS, there has been introduced in the House of Representatives of the United States of America a bill known as H. R. 13542 of the Seventy-first Congress, entitled: A Bill to amend the Act entitled: "An Act to provide that the United States shall aid the states in the construction of rural post-roads, and for other purposes," approved July 11, 1916, as amended and supplemented, and for other purposes; and

WHEREAS, the passage of said bill, or similar legislation, is of vital importance to the State of Montana;

NOW, THEREFORE, BE IT RESOLVED, that the House of Representatives of the State of Montana, the Senate concurring, that the Congress of the United States of America, be, and it is hereby memorialized to pass the amendment now pending, or similar legislation, whereby the rural post-roads may be improved with federal aid; and

BE IT FURTHER RESOLVED, that a copy of this memorial be transmitted by the Secretary of State of the State of Montana to both Houses of the National Congress and to each of the Senators and Representatives in Congress from the State of Montana." Referred to the Committee on Federal Relations.

The following Senate Bills were introduced, read first and second times, and referred to committees:

S. B. No. 20, by Keeley: A Bill for an Act entitled: "An Act to amend Section 5049 of the Revised Codes of the State of Montana, for 1921, providing for the establishment by cities and towns of a free public library and for a tax levy for maintenance of the same." Referred to Committee on Libraries.

S. B. No. 24, by Survant: A Bill for an Act entitled: "An Act to validate sales made by boards of county commissioners of property acquired by counties by tax deeds." Referred to Committee on Revenue and Taxation.

S. B. No. 25, by Committee on Irrigation and Water Rights: A Bill for an Act entitled: "An Act relating to irrigation districts, authorizing and empowering irrigation districts and the commissioners thereof to contract with the United States for a loan of money under any act of Congress permitting such loan; to create a sinking fund and invest the surplus thereof; to create liens against district lands and the irrigation system; to surrender the control, operations and maintenance of the district in case of default in payments to the United States; to authorize and empower the County Treasurer to cancel and surrender irrigation district bonds; and relating to the procedure to be followed in contracting with the United States." Referred to Committee on Irrigation and Water Rights.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Ross of Blaine in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 129, Sub. H. B. No. 123, Sub. H. B. No. 98, H. B. Nos. 144, 156, 174, respectfully report as follows: Recommend that H. B. No. 129 be re-referred to Committee on Judiciary. Sub. H. B. No. 123, do pass. Sub. H. B. No. 98, amended as follows: Amend Section 2, by striking out in lines 4 and 5 the words "a farmer or gardener selling his" and inserting in lieu thereof the words "farmers or gardeners selling their"; amend Section 15 by striking out lines 4, 5, 6, and inserting in lieu thereof the word: "said Division as provided by Chapter 12, Revised Codes of Montana, 1921"; amend Section 1, by striking out in lines 5 and 6 the words "as herein defined" and inserting after the word "produce" in line 5 the words: "herein defined"; also insert after word "business" the words: "as herein defined"; further consideration passed for the day. H. B. No. 144, passed for the day. H. B. No. 156, amended in the title as follows: By striking out the word "hour" and inserting in lieu thereof the word "time"; that H. B. No. 156, as amended, do pass. H. B. No. 174, do pass.

ROSS, Chairman.

On motion by Ross, report adopted.

Moved by Leavitt that the House recess until 2:00 this afternoon. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m., pursuant to recess.

Mr. Speaker in the chair.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Darlington: A Bill for an Act entitled: "An Act to amend Section 9 of Chapter 109 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the office of the State Chemist; analysis of samples submitted by the public service commission and reimbursement of necessary expenses."

By Troy: A Bill for an Act entitled: "An Act prohibiting the defacing and injuring of motor vehicles and providing punishment therefor."

By Committee on Education: A Bill for an Act entitled: "An Act to establish a uniform code of laws relative to high schools as a part of the public school system of the State of Montana and to repeal all Acts and parts of Acts in conflict herewith and particularly to repeal Sections 981, 982, 983, 984, 1009, 1058, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1103, 1154, 1155, 1156, 1262, 1263, 1264, 1265, 1266, as amended by Section 1 of Chapter 94 of the Session Laws of 1927, 1267, as amended by Section 2 of Chapter 94 of the Session Laws of 1927, 1268, 1269, 1270, as amended by Section 3 of Chapter 94 of the Session Laws of 1927, 1271 as amended by Section 1 of Chapter 127 of the Session Laws of 1923 and by Section 1 of Chapter 48 of the Session Laws of 1929, 1272, 1273, 1274, 1275 as amended by Section 1 of Chapter 69 of the Session Laws of 1923 and by Section 1 of Chapter 107 of the Session Laws of 1925 and by Section 1 of Chapter 46 of the Session Laws of 1929, 1276, as amended by Section 1 of Chapter 29 of the Session Laws of 1929, 1278, 1279, 1280 as amended by Section 1 of Chapter 19 of the Session Laws of 1923, 1281 as amended by Section 1 of Chapter 132 of the Session Laws of 1927, and as amended by Section 1 of Chapter 107 of the Session Laws of 1929, 1282, as amended by Section 2 of Chapter 19 of the Session Laws of 1923, and by Section 1 of Chapter 102 of the Session Laws of 1925, 1294 as amended by Section 1 of Chapter 126 of the Session Laws of 1923, and by Section 1 of Chapter 1 of the Session Laws of 1929, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305,

1306, 1307, 1308, 1309, 1310, 1310a, 1310b, 1310c, 1312, 1313, 1314, 1315, 1316, and 1317 of the Revised Codes of Montana of 1921 and Sections 3 and 4 of Chapter 19 of the Session Laws of 1923, Section 3 of Chapter 109 of the Session Laws of 1929, Chapter 10 of the Session Laws of 1925, Chapter 96 of the Session Laws of 1925, Chapter 117 of the Session Laws of 1927, Chapter 152 of the Session Laws of 1925, Chapter 125 of the Session Laws of 1923, and Chapter 129 of the Session Laws of 1923 saying however all acts done and proceedings taken and had under the said last mentioned chapter the repeal thereof notwithstanding."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 151, A Bill for an Act entitled: "An Act making an appropriation of money for the operation and maintenance of the State Board of Medical Examiners for the period beginning July 1, 1931 and ending June 30, 1933." Respectfully report as follows: That H. B. No. 151, do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 154, A Bill for an Act entitled: "An Act amending Section 11388 of the Revised Codes of Montana, relating to the Crime of receiving stolen property, providing for the punishment of the same, and providing that the jurisdiction for such crime shall be in any county into which such property may be brought," respectfully report as follows: That H. B. No. 154, be amended as follows, that the title be amended by inserting after the word "into" in line 8 of the original bill, the words "or through", and that when so amended, the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 187, A Bill for an Act entitled: "An Act to amend Section 11416 of the Revised Codes of Montana of 1921, relating to the removing, selling or transferring of mortgaged personal property without written consent of mortgagee, to defraud mortgagee or purchaser thereof; including corporations in the term "Person"; providing every officer, agent or person in charge of a corporation, or person committing any of the acts made unlawful herein, will be guilty of larceny and shall be punished accordingly," respectfully report as follows: That H. B. No. 187, be amended as follows: In Section 1, page 1, line 27, of the original bill strike out the word "or" which follows the word "thereof" and insert the word "of" in lieu thereof; and when so amended it is recommended that the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 101, A Bill for an Act entitled: "An Act appropriating money for the restoration of Fort Owen, designating the same as a memorial and authorizing a commission to administer the appropriation therein provided," respectfully report as follows: That H. B. No. 101, be reported without recommendation and be printed and placed on General Orders.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 133, A Bill for an Act entitled: "An Act to appropriate money for the erection of a memorial commemorating the exploration of the Lewis and Clark Expedition, and authorizing the commis-

sion to administer the appropriation therein provided," respectfully report as follows: That H. B. No. 133, be reported without recommendation, and be printed and placed on General Orders.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration H. B. No. 86, A Bill for an Act entitled: "An Act to amend Sections 2816, 2841, 2843 and 2911 of the Revised Codes of Montana 1921, and to amend Section 2989 of the Revised Codes of Montana of 1921, as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925; and to amend Section 2981 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929; and to repeal Sections 2978, 2979, 2980, 2982, 2984, 2985, 2986, 2987, 2988 and 2989 of the Revised Codes of Montana of 1921, all relating to Workmen's Compensation; and to repeal all Acts and parts of Acts in conflict herewith, with certain reservations," respectfully report as follows: That H. B. No. 86, be printed and placed on General Orders.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Public Morals, Charities and Reforms, having had under consideration H. B. No. 7, A Bill for an Act entitled: "An Act providing for a juvenile court and the procedure therein, providing for the appointment of probation officers, outlining their duties and specifying their compensation, defining juvenile delinquent persons and a delinquent child, providing for a lawful method of procedure against juvenile delinquents, their parents and guardians, specifying place for their temporary and permanent detention and the compensation for their care, providing for time and place of trial, providing methods and means to carry the provisions of this Act into effect; repealing Chapter 51, part II, of the Penal Code of the Revised Codes of Montana, of 1921, including Section 12280 as amended by Section 1, Chapter 52 of the Laws of 1923, relating to proceedings against delinquent children and juvenile delinquent persons," respectfully report as follows: That H. B. No. 7 be amended as follows:

Amend Section 6, by striking in line 14 on page 4 to and including the word "for" in line 3 on page 5, and substitute therefor the following: "In each judicial district of the State of Montana, having a total population of 35,000 or more, the District Court thereof must appoint one discreet person of good moral character who shall be known as the Chief Probation Officer of such District and who shall hold his office during the pleasure of said Court, and who shall receive for his or her services such salary as shall be specified upon appointment, not exceeding the sum of \$2,400.00 per annum, such salary to be paid by the several counties comprising said District, each county to pay such portion of said salary as its population shall bear to the total population of said judicial district."

"In each judicial district of the State of Montana having a population of less than 35,000, the district court thereof may appoint one discreet person of good moral character who shall be known as the Chief Probation Officer of such district, and who shall hold his office during the pleasure of said court and who shall receive for his or her services such sum as shall be specified upon appointment, not exceeding the sum of \$2,400.00 per annum, to be paid, however, upon a per diem basis not to exceed \$7.00 per day or \$200.00 per month, for the time actually employed in performing the duties of such office. Such district court of said district may in its discretion, in lieu of making the appointment or appointments hereinbefore provided for"

Amend Section 6, line 23, page 5, by inserting after the words "in excess of" the figures "35,000."

Amend Section 6, line 27, on page 5, by inserting after the dollar sign the figures "\$2,400.00."

Amend Section 8, in line 30, on page 6, by striking out the period after the word "department" and adding thereto the following words: "and it shall be and is hereby made his duty to act as parole officer for all custodial and correctional institutions for juveniles in the State of Montana, and he shall make to such institutions, their officers or agents, such reports and conduct such investigations as they shall require or request."

Amend Section 19 by striking out the period at the end of said section and add thereto the following: "and in the event such child be a female may provide that such child be accompanied by a discreet person of her own sex of good moral character."

Amend Section 20 by striking out the entire section of the original bill and renumber the sections from No. 20 to 36, inclusive, of the original bill, in accordance herewith.

Amend Section 33, line 1, page 23, by striking out the word "ten" and inserting in lieu thereof the words "one hundred."

Amend Section 34, line 12, on page 23, by inserting after the words "not exceeding \$.....," the figures "\$5,000.00."

Amend Section 37 by striking out the entire section of the original bill and renumber following sections in accordance with the provisions by the amendment of Section 20.

With said amendments, it is recommended that bill be printed and put on General Orders.

WILLARD, Chairman.

On motion by Willard, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills 156 and 174, Sub. H. B. No. 123.

GREEN, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

Dougherty moved that Sub. H. B. No. 98 be taken from General Orders and re-referred to Committee on Horticulture for further consideration. Motion seconded and carried, and so ordered.

Moved by Leavitt that His Excellency, Governor Erickson, and members of Senate be invited to join with the House for the Lincoln Day Program on Thursday, February 12, 1931, at 2 o'clock p. m. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

On request by Logan, permission was granted to the Appropriations Committee to introduce a bill without previous notice.

The following bills were introduced, read first and second times, and referred to committees:

H. B. No. 241, by Fairgrieve: A Bill for an Act entitled: "An Act providing regulations for the ventilation and sanitation of workrooms, except in private houses in which the employees live, where manual labor is employed, providing for the enforcement of this Act by the State Board of Health, and providing penalties for the violation thereof." Committee on Public Health and Sanitary Affairs.

H. B. No. 242, by Hodgskiss: A Bill for an Act entitled: "An Act to amend Section 9479 and Section 9483 and Section 9485 of the Revised Codes of Montana 1921 as amended by Chapter 55 of the Laws of the Eighteenth Legislative Assembly of the State of Montana, relating to actions quieting title to real estate, providing where such actions may be

brought, providing for the issuance of an order for the publication of summons and the form of summons to be published in such actions, and repealing all acts or parts of acts in conflict herewith." Committee on Judiciary.

The following bill was introduced without previous notice, read first and second time at length and referred to Committee on Appropriations:

H. B. No. 243, by Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance, and other purposes, as designated herein, for certain State Departments, Boards, Bureaus and Commissions for the period beginning July 1, 1931, and ending June 30, 1933." Committee on Appropriations.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Benjamin of Toole in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 209, 221, Senate amendments to H. B. No. 54, Senate amendments to H. B. No. 68, respectfully report as follows: That H. B. No. 209 do pass. H. B. No. 221 do pass. Senate amendments to H. B. No. 54 concurred in. Senate amendments to H. B. No. 68 concurred in.

BENJAMIN, Chairman.

On motion by Benjamin, report adopted.

On request by Logan, Committee on Appropriations excused for a few minutes.

THIRD READING OF HOUSE BILLS

H. B. No. 141, introduced by Committee on Insurance, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Chapman, Cole, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, McCormack, McDermott, McFarland, Merri-man, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: None.

Absent and Not Voting: Adair, Brown (Cascade), Casey, Coffee, Cooney, Logan, Mason, Shannon, Watson (Meagher). Total 9.

Sub. H. B. No. 102, introduced by Committee on Public Safety, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Cole, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phil-

lips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waring, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: Watson (Missoula), Willard. Total 2.

Absent and Not Voting: Adair, Chapman, Coffee, Cooney, Haverfield, Waite, Watson (Meagher). Total 7.

Sub. H. B. No. 104, introduced by Committee on Irrigation, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: Metlen, Sullivan, Tinsley. Total 3.

Absent and Not Voting: Blewett, Chapman, Coffee, Cooney, Haverfield, Waite. Total 6.

H. B. No. 124, introduced by Committee on Aviation, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Darlington, Dellwo, Doran, Dunn, Fairgrieve, Finlen, Grabow, Graff, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Pauly, Roll, Salyerds, Schilling, Southmayd, Spangler, Stewart, Swope, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 66.

Noes: Cranston, Curran, Dougherty, Ekegren, Erickson, Freed, Goodwin, Gordon, Haight, Hagestad, Hodgskiss, McCormack, Metlen, Morris, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Sample, Shannon, Sheffer, Sullivan, Tinsley, Troy, Waring, Woodcock. Total 29.

Absent and Not Voting: Arnold (Stillwater), Coffee, Cooney, Logan, O'Connell, Ryder. Total 6.

H. B. No. 128, introduced by Rigg, Ross, Merriman, Sample, Pauly, Stewart, Graff, Meyer, Manning and Schilling, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse,

Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 94.

Noes: Cranston, Haight. Total 2.

Absent and Not Voting: Coffee, Cooney, Logan, Metlen, O'Connell. Total 5.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 73, a Bill for an Act entitled: "An Act to provide for the appointment of a taxation and consolidation commission of the State of Montana; defining its powers and duties and making an appropriation therefor," respectfully report as follows: That House Bill No. 73 be amended as follows: Amend by striking out the amendment in Section 1 submitted by the Committee on Public Utilities and State Commissions. In Section 5 amend by striking out amendment inserted by the Committee on Public Utilities and State Commissions, and amend Section 5 by striking out in line 27 the words and figures "Five Thousand \$5,000.00" and inserting in lieu thereof the words and figures "Seven Thousand Five Hundred (\$7,500.00)." And as amended do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 180, a Bill for an Act entitled: "An Act providing for the incorporation of mortuary, undertaking, crematory and mausoleum companies for profit and validating the charters of such companies heretofore incorporated," respectfully report as follows: That House Bill No. 180 do pass.

BLEWETT, Chairman.

On motion by Blewett, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 227, a Bill for an Act entitled: "An Act to amend Section 6339 of the Revised Codes of Montana of 1921, relating to the payment of death and annuity benefits upon the lives of children; providing for the organization and operation of a branch of the Society for Children, and providing for the amount of benefits payable thereunder," respectfully report as follows: That House Bill No. 227 do pass.

RYDER, Chairman.

On motion by Ryder, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 234, a Bill for an Act entitled: "An Act to amend Section 6310 of the Revised Codes of Montana of 1921, relating to the issuing of endowment certificates and the granting of protection, benefits and withdrawal privileges by fraternal benefit societies, and regulations for the same," respectfully report as follows: That House Bill No. 234 do pass.

RYDER, Chairman.

On motion by Ryder, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 228, a Bill for an Act entitled: "An Act to amend Section 6312 of the Revised Codes of Montana of 1921, relating to qualifications for membership of fraternal benefit societies, providing regulations for beneficial members, and providing for acceptance of gen-

eral or social members," respectfully report as follows: That House Bill No. 228 do pass.

RYDER, Chairman.

On motion by Ryder, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 235, a Bill for an Act entitled: "An Act to amend Section 6311 of the Revised Codes of Montana of 1921, as amended by Chapter 84 of the Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to payment of death benefits to beneficiaries in benefit certificates issued by fraternal benefit societies, and providing regulations relative thereto," respectfully report as follows: That House Bill No. 235 do pass.

RYDER, Chairman.

On motion by Ryder, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 243, a Bill for an Act entitled: "An Act to appropriate money for the operation and maintenance, and other purposes, as designated herein, for certain state departments, boards, bureaus and commissions for the period beginning July 1, 1931, and ending June 30, 1933," respectfully report as follows: That House Bill No. 243 do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, a majority of your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 48, introduced by Hamilton, a Bill for an Act entitled: "An Act to amend Section 3079 of the Revised Codes of Montana of 1921, as amended by Chapter 116 of the Session Laws of the Twenty-first Legislative Assembly of 1929, providing for the hours of labor on public works, public buildings and grounds, and in mills, smelters, cement plants, mines, quarries, buildings, and hydro-electric dams," respectfully report as follows: That House Bill No. 248 do not pass, but that Substitute House Bill No. 48, introduced by State Institutions, Public Buildings and Grounds, a Bill for an Act entitled: "An Act to amend Section 3079, Revised Codes of Montana of 1921, as amended by Chapter 116 of the Session Laws of the Twenty-first Legislative Assembly of 1929, relating to the hours of labor which shall constitute a day's work in the construction of public buildings and works, and in mines, mills and smelters," do pass.

BROWN (Gallatin),
ROSS,
BURRELL,
WAITE,
GORDON,
O'DAY.

Mr. Speaker: We, a minority of your Committee on State Institutions, Public Buildings and Grounds, having had under consideration Substitute House Bill No. 48, introduced by State Institutions, Public Buildings and Grounds, recommend that Substitute House Bill No. 48 be referred to Committee on Labor without recommendation.

O'CONNELL,
McFARLAND,
SOUTHMAYD.

Moved by Brown (Gallatin) that the report of the majority of the committee be adopted. Motion seconded. Upon motion of previous question on adoption of majority report and roll call thereon ordered, motion lost by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Burrell, Casey, Chapman, Cole, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Finlen, Gordon, Brown (Gallatin), Green, Hagestad, Haight,

Hodgskiss, Nelstead, Quamme, Ross, Ryder, Salyerds, Tinsley, Waite, Watson (Meagher), Watson (Missoula), Wilson, Mr. Speaker. Total 32.

Noes: Adair, Benjamin, Buck, Budas, Burke, Cooney, Dellwo, Erickson, Fairgrieve, Freed, Goodwin, Grabow, Graff, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Replogle, Rigg, Roll, Rolph, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waring, Willard, Woodcock. Total 65.

Absent and Not Voting: Brown (Cascade), Coffee, Ekegren, Swope. Total 4.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 137, a Bill for an Act entitled: "An Act to amend Section 3718 of the Revised Codes of Montana of 1921, relating to the dumping of refuse in streams or lakes; and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That House Bill No. 137: Amend title to read as follows: by striking out the words "dumping of refuse in streams and lakes" and substituting the words "pollution of waters" and also amend by striking out all of Section 1 beginning after the word "prohibited" in line 10 of the original bill and inserting in lieu thereof the words: "Any person, firm or corporation who shall hereafter cause the pollution of any stream, lake, pond, or river, in such manner to the extent that such pollution shall be detrimental to aquatic life, by causing to be deposited therein, or conveyed to a point where it will gravitate to or otherwise become mingled with the waters thereof, any sawdust, bark, shavings, oil, ashes, cinders, debris or waste material, except as may be necessary in sewage disposal or any sanitary or industrial activities, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished accordingly." As amended, do pass.

ARNOLD (Stillwater), Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration H. B. No. 202, a Bill for an Act entitled: "An Act making it unlawful to use or attempt to use any anchored snare trap for the purpose of snaring any animal or bird and providing a penalty for the violation thereof," respectfully report as follows: That House Bill No. 202 be amended by adding at the end of Section 1 the following: "except snares made of a single strand wire of standard gauge size 22 or smaller." And as amended, do pass.

ARNOLD (Stillwater), Chairman.

On motion by Arnold of Stillwater, report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. Nos. 120, 155, 175, 189, 190, 196, 200, 201, 229, Sub. H. B. 88, H. J. R. No. 3.

NYQUIST, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

Moved by O'Connell that H. B. No. 48 be taken from the Committee on State Institutions, Public Buildings and Grounds and referred to Committee on Labor. Motion seconded and carried. So ordered by the chair.

Moved by Leavitt that the House adjourn until Thursday, February 5, 1931, at 10:00 a. m. Motion seconded and carried.

W. R. FLACHSENHAR, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-SECOND DAY

House of Representatives,
Helena, Montana, February 5, 1931.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 31st legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Committee on Printing reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bill No. 223, House Joint Memorial No. 3, House Joint Memorial No. 4.

NYQUIST, Chairman.

Report adopted.

Committee on Engrossing reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 209 and 221.

NELSTEAD, Vice-Chairman.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 76, 106, 81, 80, 60.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign House Bills Nos. 81, 106, 76, 60 and 80, and thereupon signed the same.

COMMUNICATIONS AND PETITIONS

The following telegram was received and referred to the Chief Clerk for answering:

Washington, D. C., February 5, 1931.

Hon. H. J. Faust, Chief Clerk,
State House of Representatives,
Helena, Montana.

Wire received period do not believe there is any danger whatever that H. R. 14675 will not pass period am fully aware of its importance to Montana since contains many items placed there with my support and initiative period do not believe there is any cause whatever for concern period am interested to know what statement was presented to House to cause this resolution.

SCOTT LEAVITT.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Lillis, by request: A Bill for an Act entitled: "An Act to amend Section 4929 of the Revised Codes of Montana, 1921, relating to salaries of justices of the peace, in certain townships—office hours—quarters."

By Committee on Workmen's Compensation: A Bill for an Act entitled: "An Act to amend Section 2863 of the Revised Codes of Montana of 1921 as amended by Chapter 121 of the Session Laws of the Nineteenth

Legislative Assembly of 1925; Section 2873 of the Revised Codes of Montana of 1921; Section 2917 of the Revised Codes of Montana as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925 and further amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929 and Sections 2945 and 2953 of the Revised Codes of Montana of 1921; relating to workmen's compensation; defining certain words; medical and hospital services to be furnished by the Industrial Accident Board, the time during which said services are to be rendered and the amount thereof; apportionment of costs and disbursements; and record of proceedings to be kept and testimony to be taken down in case of hearings."

By Committee on Fish and Game: A Bill for an Act entitled: "An Act amending Sections 3683, 3685 and 3691 of the Revised Codes of Montana of 1921, as amended by Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the classes of licenses for hunting and taking game and fish within the State of Montana; the fees and powers under such licenses; exceptions in the applications of the provisions of this Act; and repealing of Acts and parts of Acts in conflict with the provisions of this Act."

By Adair, Merriman, Schilling, Replogle: A Bill for an Act entitled: "An Act relating to injuries occasioned by the negligent operation of motor vehicles, and relating to the liability of the owner of said vehicle therefor."

REPORT OF SELECT COMMITTEE

The following report was received from a select committee:

Report of Special Committee Appointed to Inspect Fire Hazards and Heating Plant of the Capitol Building

The Capitol basement, or sub-basement, as it is called, evidently was not expected to be used for a storage of miscellaneous equipment and supplies, and for the Highway Commission occupancy, as the ventilation problem was not considered in the construction. About one-half has an earth floor and the portion that is now being used by the various state departments has been provided with a concrete floor; but considerable combustible material has been used to subdivide this portion of the basement to separate the storage requirements of the various departments, the only incombustible material being the columns and ceiling of the original structure, and even that is subject to a heavy damage from a small fire on account of the unprotected steel.

Housekeeping

A hazardous condition exists in the sub-basement of the State Capitol and especial supervision and effort are necessary to keep this sub-basement clean from a fire prevention standpoint. The various state departments storing their records and supplies in the Capitol sub-basement should, as soon as reasonably possible, sort their obsolete records and supplies and the unnecessary combustible materials should be removed at once. All storage rooms should be frequently inspected and metal cans or receptacles should be provided at advantageous locations throughout the basement for the removal of papers and other packing materials. A general cleanup of the entire sub-basement is necessary in order to secure a considerable degree of fire safety, with particular attention that the storage of lubricating oils, furniture polish and other inflammable liquids should conform with fire prevention requirements.

Structural Improvements

To prevent the rapid spread of fire through the basement of the State Capitol, partitions of either brick or reinforced concrete or hollow tile should be constructed for the subdivision of fire sections of the building, and completely replacing all combustible partitions and shelving now in place, with all door openings in the interior partitions, including opening in corridor under west wing, provided with fire doors suitable for Class

C situations, complying with the Underwriters' Laboratories Standards. The complete compliance of this recommendation would prevent a sweeping fire taking place in the basement, furnishing a substantial barrier to the passage of a fire.

Egress for State Employees

In order to secure reasonable means of egress from the west wing of the sub-basement of the Capitol, occupied partly by the Highway Commission, an exterior stairway should be provided, which can be utilized by firemen, and will also aid in solving the ventilation problem.

Electrical Hazards

The electrical installation should conform in every detail with the requirements of the National Electrical Code, and the present installation, especially in the west section of the sub-basement of the Capitol, should be thoroughly gone over by a competent electrician and put in proper order, and the use of drop lights being hung over nails should be prohibited.

First Aid Protection

As practically all fires are small at the beginning, we urgently recommend the installation of a liberal number of hand fire extinguishers throughout the sub-basement, to take care of incipient fires.

Fire Extinguishing

The installation of an automatic sprinkler system, operating without human agency and quick to respond to the challenge of fire, would be a worthwhile step in the protection of the occupied sections of the sub-basement in the capitol, against loss by fire.

Heating Plant Hazards

That the two older boilers be repaired to this extent: that they be hung from steel eyebeams, therefore taking the weight of the boilers from the brick walls which are the present support of the boilers, and reducing the present safe working pressure of the boilers twenty pounds. By doing this it will lengthen the life and use of the boilers about fifteen years. We also recommend that a vacuum pump be installed on the return line to keep the condensed water out of the steam and return pipes. We further recommend that all steam and return pipes be covered with either asbestos or zonalite, thus increasing the heating efficiency and reducing the consumption of coal, and that all supports used in holding up water pipes, sewer pipes, steam and return pipes, shall be of brick or metal piping.

Inspection

Frequent inspections are necessary in order that the existing fire hazards in the State Capitol may be kept at a minimum, and in addition to the present weekly inspections under the direction of Mr. George P. Porter, State Commissioner of Insurance we would recommend more detailed inspection, preferably annually, by fire prevention engineers. Members of the public fire department should also make frequent visits to the State Capitol in order that by thorough knowledge of conditions they may be able to effectively handle any situation that may arise. We further recommend that an electric fire alarm system, from the basement to custodian's office, be installed so that in case of fire, help could be rushed at once and probably save the building.

Steel Work

We also recommend that all steel work and metal lath, in Cupola and Dome of capitol, should be painted with red lead once every three years to prevent further corrosion, as some of it at the present time is very badly corroded and does not look as though it had ever been painted. We also recommend that this paint be applied with a blow gun instead of a brush.

HENDERSON,
COLE,
BENJAMIN.

On motion by Henderson, report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 152, A Bill for an Act entitled: "An Act to amend Section 8894 of the Revised Codes of Montana of 1921, relating to the excusing of jurors by the court and providing procedure in connection therewith," respectfully report as follows: That House Bill No. 152 do pass.

RIGG, Chairman.

On motion by Leavitt, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 197, A Bill for an Act entitled: "An Act to regulate and license the sale of commercial fertilizer, to provide for the inspection of fertilizing materials and fixing penalties for violation of the Act." respectfully report as follows: That House Bill No. 197 do pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR
AND THE SENATE

The following communication was received from the Governor:

State of Montana, Office of the Governor,
Helena, Montana, February 4, 1931.

The Speaker, House of Representatives, Helena, Montana:

I have the honor to advise you that I have this day approved the following Measures:

H. B. No. 72—Relating to office hours.

H. B. No. 90—Relating to gasoline license tax.

H. J. M. No. 1—Relating to establishment of a weather station at Missoula.

H. J. M. No. 2—Relating to oleomargarine and other butter substitutes.

J. E. ERICKSON, Governor.

The following communications were received from the Senate:

Helena, February 4, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Joint Memorials were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence: S. J. M. No. 3, by Gilboe. S. J. M. No. 4, by Cowan, Hagerty, Ruffcorn, Schnitzler and Delaney.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 4, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day reported non-concurrence, and are herewith returned to the House: H. B. No. 114, by Burke: Committee of Whole recommend bill be not concurred in, report adopted. H. B. No. 130, by Rigg, Ross, Merriman, Meyer, Sample, Pauly, Manning, Schilling, Graff and Stewart, by request: Senate Committee on Judiciary recommend bill be not concurred in, report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 4, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the

Senate, read first and second time and referred to Committees: H. B. No. 82, by Ekegren, Ueland, Budas, Rolph, Hamilton of Phillips and Hodgskiss: Committee on Taxation. H. B. No. 111, by Quamme: Committee on Insurance. H. B. No. 134, by Salyerds and Roll: Committee on Sanitary Affairs.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 4, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows, report adopted: That S. B. No. 1 do not pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Helena, February 4, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day introduced in the Senate, read first and second time and referred to Committee: S. B. No. 62, by Stewart, by request: A Bill for an Act entitled: "An Act providing for the regulation, supervision and licensing of insurance agents; providing for license fees to be paid and disposition to be made thereof; providing for a Board of Insurance Education and defining their powers, duties and qualifications, and prescribing the procedure for said board; providing for the enforcement of this Act and penalty for the violation thereof." Committee on Insurance.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 4, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Kane: A Bill for an Act entitled: "An Act authorizing the State Board of Examiners to dispose of the lands, building and equipment of the State Board of Entomology at Hamilton, Montana, to the Government of the United States in the event that the Government should desire to purchase the same, for the purpose of conducting a Federal laboratory for the prevention and eradication of spotted fever."

By Keeley: A Bill for an Act entitled: "An Act authorizing and empowering the State Board of Examiners of the State of Montana to exchange 4.09 acres of land owned by the State of Montana and forming a part of the lands purchased for the use of the State Prison at Deer Lodge, Montana, for 3.88 acres of land, adjoining state owned land, belonging to Carl Ulver of Deer Lodge, Montana."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 4, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully recommend and report as follows: That consideration of S. B. No. 12 be passed for the

day. That S. J. M. No. 4 do pass. That H. B. No. 114 be not concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 4, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to committees:

S. B. No. 57, Introduced by Sparling, Angvick, Staggs, by request. A Bill for an Act entitled: "An Act to create cooperative county state protein testing laboratories, making provisions for installing and maintaining same, providing for the issuance of certificates of analysis, providing for supervision and regulation of said laboratories, delegating authority under the provisions of the act and providing for general regulations and funds to carry out the provisions of this act." Referred to Committee on Agriculture.

S. B. No. 58, Introduced by McCormick and Keeley. A Bill for an Act entitled: "An Act to amend Section 2002 of the Revised Codes of the State of Montana, pertaining to when assessment of property shall be made, when and how credits must be assessed and when motor vehicles shall be assessed; to amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana of 1923, as amended by Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929 providing for the payment of general taxes, special assessments for special improvements and taxes on motor vehicles; to amend Section 1759 of the Revised Codes of Montana for 1921, as amended by Chapter 113 of the Session Laws of 1925, as amended by Chapter 181 of the Session Laws of 1929, pertaining to registration and re-registration of motor vehicles, providing the method thereof, providing for applications for and certificates of registration, number plates and the exhibition thereof, temporary County Treasurer receipts, replacement of number plates and certificates, exemption of non-resident owners of automobiles, prescribing the duties of the County Treasurers and registrar of motor vehicles, providing penalties for operation of motor vehicles without a license and the time, period and limitation of registration and re-registration of motor vehicles; to provide penalties and the manner of enforcement thereof, for violation of Section 1755 of the Revised Codes of Montana for 1921, as amended by Chapter 177 of the Session Laws of 1925 and by Chapter 129 of 1927 as amended by Chapter 181 of the Session Laws of 1929 and of Section 3 of the proposed Act; and providing that all registrations and reregistrations of motor vehicles shall be made by the registrar of motor vehicles, but providing for County Treasurers taking applications therefor and providing for permits to operate motor vehicles for a period of not more than ten days after such application made, pending the receipt of certificate and number plates from the registrar of motor vehicles, providing for applications for registration or reregistration of motor vehicles being accompanied by previous receipt issued by the registrar of motor vehicles for the year preceding; defining motor vehicles; and repealing Chapter 171 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana for 1929, and all acts and parts of acts in conflict with the proposed act." Referred to Committee on Roads and Highways.

S. B. No. 59, Introduced by Schnitzler. A Bill for an Act entitled: "An Act to amend Sections 8366 and 8367 of the Revised Codes of Montana 1921 as amended by Chapter 20 Laws of 1929 relating to liens of threshermen and owners of combine harvesters and threshers upon grains or crops and claims for such lien, when, where and how filed and the service of notice." Referred to Committee on Banks and Banking.

S. B. No. 60, Introduced by Campbell. A Bill for an Act entitled: "An Act to amend Section 1071 of the Revised Codes of the State of Montana, relating to fire drills in public and private schools of the state." Referred to Committee on Education.

S. B. No. 61, Introduced by Cooper. A Bill for an Act entitled: "An Act defining the liability of a driver or owner responsible for the operation of a vehicle for the injury or death of a guest and defining the meaning of 'guest' as used in this act." Referred to Committee on Roads and Highways.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 4, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate standing committees this day reported as follows, reports adopted:

Committee on Fish and Game: Recommend that S. B. No. 11 do not pass, but that Substitute for S. B. No. 11, introduced by Committee on Fish and Game, do pass.

Committee on Labor and Capital: Recommend that S. B. No. 28 be amended by striking out in line 31, page 1, of the original bill, the word "claimant" and inserting in lieu thereof the words "claimant's husband," and as so amended, recommend bill do pass.

Committee on Judiciary: Recommend that S. B. No. 35 do not pass.

Committee on Fish and Game: Recommend that H. B. No. 50 be amended as follows: Strike out in line 19, page 2, after the word "seasons" the balance of the paragraph. Insert in line 30, page 2, after the word "Lake" the word "Jefferson." Add in line 30, page 2, after the word "grass" the following: "provide that one (1) elk of either sex may be killed in that part of Granite county lying south and west of the Deer Lodge River from and including November 10th to and including November 12th of the same year." Strike out on page 2, beginning with line 31, all of the rest of the paragraph. Strike out on page 4, beginning in line 1, after the word "Commission," the balance of the paragraph. Strike out in line 32, page 4, after the word "end" the words and figures "December 1" and insert therein the words and figures "November 15." Strike out in line 5, page 7, after the word "Mineral" the word "Madison." Strike out in line 13, page 6, the words "and be" and all of lines 14, 15, 16 and in line 17, up to and including the word "year." Strike out in line 6, page 7, after the word "Sanders" the word "Gallatin." And further recommend that bill be concurred in as amended.

Committee on Judiciary: Returned H. B. No. 74 to the Senate without recommendation. On motion, bill placed on General File.

Committee on Counties and Towns: Recommend that H. B. No. 112 be amended as follows: By inserting in line 13, original bill, after the word "by" the following: "the owners of fifty (50) per cent, or more, of the area included within the proposed district and who constitute"; and as so amended, recommend bill be concurred in.

Committee on Judiciary: Recommend that H. B. No. 130 be not concurred in.

Committee on Fish and Game: Recommend that H. B. No. 136 be amended by striking out in line 4 the figures "25" and inserting in lieu thereof the figures "21," and as so amended, recommend bill be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that H. B. No. 144 be taken from General Orders and re-referred to Committee on Judiciary. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second time and referred to committees:

H. B. No. 244, by Shannon: A Bill for an Act entitled: "An Act relating to the sale of animal or poultry food; prescribing certain duties in connection with the sale thereof, prohibiting misrepresentations as to weights and prescribing penalties." Committee on Agriculture.

H. B. No. 246, by Townships and Counties Committee: A Bill for an Act entitled: "An Act relating to the floating indebtedness of counties outstanding at the close of the fiscal year ending June 30th, 1931, and providing for the issuance of bonds to fund indebtedness or the levying of special taxes to pay such floating indebtedness." Committee on Townships and Counties.

H. B. No. 247, by Townships and Counties Committee: A Bill for an Act entitled: "An Act relating to county bonds; granting Boards of County Commissioners power to issue and sell bonds for certain purposes and subject to certain conditions and limitations; prescribing the procedure for the issuance, sale and repayment of, and the duties of county officers in connection with, such bonds; and repealing Sections 4614, 4615, 4617, 4619, 4620, 4621, 4622, 4623, 4624, 4652, 4653, 4654, 4655, 4656, 4658, 4693, 4694, 4695, 4696, 4697, 4699 and 4712 of the Revised Codes of Montana of 1921, Chapter 21 of the 1921 Session Laws and Chapters 84 and 99 of the 1925 Session Laws and all other Acts and parts of Acts in conflict with the provisions of this Act." Committee on Townships and Counties.

H. B. No. 248, by Meyer: A Bill for an Act entitled: "An Act to amend 8932 of the Revised Codes of Montana of 1921, relating to when and by whom a stenographer's fee must be paid in civil action." Committee on Judiciary.

H. B. No. 249, by Meyer: A Bill for an Act entitled: "An Act to amend Section 8813, Revised Codes of Montana of 1921, as amended by the Laws of Montana, 1929, Twenty-first Session, relating to Judicial Districts and number of Judges therein." Committee on Judiciary.

H. B. No. 250, by Meyer, Casey, Goodwin, McDermott: A Bill for an Act entitled: "An Act to amend Section 7726 Revised Codes of Montana of 1921 relating to interest and the amount that parties may agree to and what charges are prohibited." Committee on Judiciary.

H. B. No. 251, by Troy: A Bill for an Act entitled: "An Act prohibiting the defacing and injuring of motor vehicles and providing punishment therefor." Committee on Highways.

H. B. No. 252, by Committee on State Boards and Officers: A Bill for an Act entitled: "An Act to amend Section 9 of Chapter 109 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the office of the State Chemist; analysis of samples submitted by the Public Service Commission and reimbursement of necessary expenses." Committee on State Boards and Officers.

The following bill was this day introduced, read first and second time at length and referred to committee:

H. B. No. 245, by Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of the United States for refund on gasoline purchased between January 11, 1930, and January 8, 1931." Committee on Appropriations.

Senate Joint Memorial No. 3, introduced by Gilboe: A joint resolution memorializing Congress to enact a tariff on oil and its refined products, and to provide further relief for the oil industry. Referred to Committee on Petroleum, Gas and Oil.

Senate Joint Memorial No. 4, by Cowan, Hagerty, Ruffcorn, Schnitzler, Delaney: "A memorial to the Congress of the United States endorsing the amendments made by the Hon. Burton K. Wheeler, United States Senator from Montana, to Interior Bill, H. R. 14675, relating to the appropria-

tions requested for roads on Rocky Boy and Blackfeet Indian Reservations and likewise appropriations for construction of schools at Poplar and Frazer, Montana." Referred to Committee on Federal Relations.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Kruse of Garfield in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Sub. H. B. No. 88, H. B. Nos. 120, 155, 167, 170, 175, 189, 190, respectfully report as follows: Recommend that Sub. H. B. No. 88, do pass. Consideration of H. B. No. 120 passed temporarily. H. B. No. 155, amended as follows: Amend Section 1, line 2 of printed bill, by striking out the comma and inserting in lieu thereof the word "of"; that H. B. No. 155, as amended, do pass. H. B. No. 167, consideration passed for the day. H. B. No. 170, consideration passed for the day. H. B. No. 175, enacting clause stricken. Consideration of H. B. No. 189, passed for the day. H. B. No. 190, amended as follows: "Amend Section 1, by striking out in lines 16 and 17 on page 5, of the original bill; line 111, page 4, on printed bill the words and figures, after the word "Gauging", "Five Thousand Six Hundred Dollars—\$5,600.00", and inserting in lieu thereof the words "Eight Thousand Six Hundred Dollars—\$8,600.00"; amend Section one, line 142, printed bill, by striking out the "period" and inserting in lieu thereof the words "except reimbursements to institutions of higher learning"; amend Section 2, line 142, printed bill, by striking out the "period" and inserting in lieu thereof the words "except reimbursements to institutions of higher learning"; amend Section 2, by striking out in lines 8 and 9, page 11, of the original bill, line 111, page 8 of the printed bill, after the word "Gauging" the words and figures "Five Thousand Six Hundred Dollars—\$5,600.00" and inserting in lieu thereof the words "Nine Thousand Six Hundred Dollars—\$9,600.00." That H. B. No. 190, as amended, do pass.

KRUSE, Chairman.

On motion by Kruse, report adopted.

On request by Leavitt the House reverted to Order of Business No. 7.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was introduced, read first and second times and referred to Committee on Education:

H. B. No. 253, by Committee on Education: A Bill for an Act entitled: "An Act to establish a uniform code of laws relative to high schools as a part of the public school system of the State of Montana and to repeal all acts and parts of acts in conflict herewith and particularly to repeal Sections 981, 982, 983, 984, 1009, 1058, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1103, 1154, 1155, 1156, 1262, 1263, 1264, 1265, 1266, as amended by Section 1 of Chapter 94 of the Session Laws of 1927, 1267, as amended by Section 2 of Chapter 94 of the Session Laws of 1927, 1268, 1269, 1270, as amended by Section 3 of Chapter 94 of the Session Laws of 1927, 1271 as amended by Section 1 of Chapter 127 of the Session Laws of 1923 and by Section 1 of Chapter 48 of the Session Laws of 1929, 1272, 1273, 1274, 1275 as amended by Section 1 of Chapter 69 of the Session Laws of 1923 and by Section 1 of Chapter 107 of the Session Laws of 1925 and by Section 1 of Chapter 46 of the Session Laws of 1929, 1276 as amended by Section 1 of Chapter 29 of the Session Laws of 1929, 1278, 1279, 1280, as amended by Section 1 of

Chapter 19 of the Session Laws of 1923, 1281 as amended by Section 1 of Chapter 132 of the Session Laws of 1927, and as amended by Section 1 of Chapter 107 of the Session Laws of 1929, 1282 as amended by Section 2 of Chapter 19 of the Session Laws of 1923, and by Section 1 of Chapter 102 of the Session Laws of 1925, 1294 as amended by Section 1 of Chapter 126 of the Session Laws of 1923, and by Section 1 of Chapter 1 of the Session Laws of 1929, 1295, 1296, 1297, 1298, 1299, 1300, 1301, 1302, 1303, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1310a, 1310b, 1310c, 1312, 1313, 1314, 1315, 1316, and 1317 of the Revised Codes of Montana of 1921 and Sections 3 and 4 of Chapter 19 of the Session Laws of 1923, Section 3 of Chapter 109 of the Session Laws of 1929, Chapter 10 of the Session Laws of 1925, Chapter 96 of the Session Laws of 1925, Chapter 117 of the Session Laws of 1927, Chapter 152 of the Session Laws of 1925, Chapter 125 of the Session Laws of 1923, and Chapter 129 of the Session Laws of 1923 saving however all acts done and proceedings taken and had under the said last mentioned chapter the repeal thereof notwithstanding." Committee on Education.

On request by Pauly, unanimous consent was given to the Workmen's Compensation Committee to introduce a bill without previous notice.

The following bill was introduced without previous notice, read first and second times and referred to Committee on Workmen's Compensation:

H. R. No. 254, by Committee on Workmen's Compensation: A Bill for an Act entitled: "An Act to amend Section 2863 of the Revised Codes of Montana of 1921 as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925; Section 2873 of the Revised Codes of Montana of 1921; Section 2917 of the Revised Codes of Montana as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925 and further amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929; and Sections 2945 and 2953 of the Revised Codes of Montana of 1921; relating to Workmen's Compensation; defining certain words; medical and hospital services to be furnished by the Industrial Accident Board; the time during which said services are to be rendered and the amount thereof; apportionment of costs and disbursements; and record of proceedings to be kept and testimony to be taken down in case of hearings." Committee on Workmen's Compensation.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration H. B. No. 139, introduced by Troy, A Bill for an Act entitled: "An Act providing that county treasurers shall be deputy registrars of motor vehicles for the purpose of receiving, receipting for and remitting registration fees on motor vehicles", respectfully report as follows: That H. B. No. 139, do not pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Public Safety, having had under consideration H. B. No. 195, introduced by Willard and Moss, A Bill for an Act entitled: "An Act relating to the licensing of motor vehicle operators and chauffeurs and fixing the fee for operators' and chauffeurs' license and providing for the disposition thereof, and relating to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the law relating thereto, and repealing Section 1761 of the Revised Codes of Montana of 1921", respectfully report as follows: That H. B. No. 195, be amended so that Section 26 will read as follows:

Any person convicted for driving while license is suspended or revoked, shall be punished by imprisonment in the County Jail for a period of not less than two days or not more than six months, and there may be

imposed in addition thereto, a fine of not more than \$500.00, and as amended, do pass.

BURRELL, Chairman.

On motion by Burrell, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration H. B. No. 237, introduced by Buck, Dougherty, Sample, Watson of Missoula, Burrell, Hagestad, Pauly, Andrew Ueland, Troy, A Bill for an Act entitled: "An Act to amend Section 2002 of the Revised Codes of the State of Montana, pertaining to when assessment of property shall be made, when and how credits must be assessed and when motor vehicles shall be assessed: To amend Section 1 of Chapter 96 of the Session Laws of the Eighteenth Legislative Assembly of the State of Montana of 1923, as amended by Chapter 79 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929 providing for the payment of general taxes, special assessments for special improvements and taxes on motor vehicles: To amend Section 1759 of the Revised Codes of Montana for 1921, as amended by Chapter 113 of the Session Laws of 1925, as amended by Chapter 181 of the Session Laws of 1929, pertaining to registration and re-registration of motor vehicles, providing the method thereof, providing for applications for and certificates of registration, number plates and the exhibition thereof, temporary county treasurer receipts, replacement of number plates and certificates, exemption of non-resident owners of automobiles, prescribing the duties of the county treasurers and registrar of motor vehicles, providing penalties for operation of motor vehicles without a license and the time period and limitations of registration and re-registration of motor vehicles: To provide penalties and the manner of enforcement thereof, for violation of Section 1755 of the Revised Codes of Montana for 1921, as amended by Chapter 177 of the Session Laws of 1925 and by Chapter 129 of 1927 as amended by Chapter 181 of the Session Laws of 1929 and of Section 3 of the proposed Act: And providing that all registrations and re-registrations of motor vehicles shall be made by the registrar of motor vehicles, but providing for county treasurers taking applications therefor and providing for permits to operate motor vehicles for a period of not more than ten days after such application made, pending the receipt of certificate and number plates from the registrar of motor vehicles, providing for applications for registration or re-registration of motor vehicles being accompanied by previous receipt issued by the registrar of motor vehicles for the year preceding: Defining motor vehicles and repealing Chapter 171 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana for 1929, and all Acts and parts of Acts in conflict with the proposed Act", respectfully report as follows: That H. B. No. 237, do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

The Speaker gave notice he was about to sign Senate Bills Nos. 3 and 2, and thereupon signed the same.

Moved by Leavitt that the House recess until 2:00 p.m., motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

Committee on Printing reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos 131, 173, 210.

NYQUIST, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received and S. J. M. No. 5, State of Oregon, filed:

State of Oregon, Department of State,
Salem, February 2, 1931.

The Honorable Speaker of the House of
Representatives, Montana Legislative Assembly,
Helena, Montana.

Dear Sir: By direction of the Thirty-sixth Legislative Assembly of the State of Oregon I have the honor to transmit to you herewith certified copy of Senate Joint Memorial No. 5, filed in the office of the Secretary of State, February 2, 1931.

Very truly yours,

HAL E. HOSS, Secretary of State.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Replogle: A Bill for an Act entitled: "An Act to amend Section 5736 Revised Codes of Montana, 1921, relating to causes for divorce."

By Replogle, Manning, Merriman, Meyer, Rigg: A Bill for an Act entitled: "An Act to amend Section 9262 of the Revised Codes of Montana of 1921, permitting the attachment of the interests of any persons to which they are then entitled or may become entitled upon distribution in the estate of any deceased person or persons, and permitting said attachment to be made at any time after the granting of letters testamentary of administration and how said attachment may be made."

By Roll, by request: A Bill for an Act entitled: "An Act to provide for the refund of taxes erroneously or illegally collected and for the cancellation of erroneous or illegal assessments."

By Roll, by request: A Bill for an Act entitled: "An Act to amend Section 1052 of the Revised Codes of Montana of 1921, relating to the report of expenditures of school districts, providing clerk of district annually make a detailed statement of moneys expended, and a detailed and itemized statement of all moneys expended where expenditures are less than five thousand dollars; providing for the posting and filing of the same."

By Roll, by request: A Bill for an Act entitled: "An Act amending Section 964 of the Revised Codes of Montana of 1921, as amended by Chapter 82 of the Laws of the Nineteenth Legislative Assembly of 1925, relating to the apportionment of school moneys; providing when the warrants may be issued in anticipation of taxes levied but not collected."

By Roll, by request: A Bill for an Act entitled: "An Act amending Section 1016 of the Revised Codes of Montana of 1921, providing school trustees shall not be interested in letting contracts and furnishing supplies for their school and providing school contracts involving seven hundred fifty dollars, or more, must be advertised before bids are let and reserving the right in the board to reject any and all bids."

By Committee on Education, by request: A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of Montana of 1921, as amended by Chapter 28 of the Twentieth Legislative Assembly of the State of Montana of 1927, relating to the allowance of traveling or other expenses of state, county, city, county high school, school district, or other strictly educational association, officers or employees, at conventions, and authorizing the payment of dues."

By Committee on Education, by request: A Bill for an Act entitled: "An Act to amend Section 1010 of the Revised Codes of Montana, 1921, as amended by Chapter 70 of the Session Laws of the 18th Legislative Assembly of 1923, and as further amended by Chapter 76 of the Session Laws of the 19th Legislative Assembly of 1925, and as further amended

by Chapter 77 of the 20th Legislative Assembly of 1927, and as further amended by Chapter 102 of the 21st Legislative Assembly of 1929 relating to transportation, board, rent, tuition of pupils of any school district or districts of the State of Montana and providing for furnishing transportation, rent, board and tuition for such pupils and providing for appeal."

REPORTS OF STANDING COMMITTEES

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 178, introduced by Leavitt and Dellwo, a Bill for an Act entitled: "An Act to amend Section 5994 of the Revised Codes of Montana, of 1921, relative to the powers of corporations heretofore or hereafter organized under any of the laws of Montana, whether formed and existing before or after the taking of effect of the Codes on July 1, 1895," respectfully report as follows: That House Bill No. 178 do pass.

BLEWETT, Chairman.

On motion by Blewett, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 179, introduced by Leavitt and Dellwo, a Bill for an Act entitled: "An Act to amend Section 6008, Revised Codes of Montana of 1921, relative to records of corporations," respectfully report as follows: That House Bill No. 179 do pass.

BLEWETT, Chairman.

On motion by Blewett, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 193, introduced by Leavitt and Dellwo, A Bill for an Act entitled: "An Act to amend Section 6004 of the Revised Codes of Montana of 1921, relating to the powers of corporations heretofore or hereafter organized under any of the Laws of the Territory or State of Montana, whether formed and existing before or after the taking effect of the Codes of July 1st, 1895, to sell, lease, mortgage, exchange or otherwise dispose of all or any part of the property of such corporation; and to authorize and empower such corporation to, by by-law, empower its board of directors to sell, lease, mortgage, exchange or otherwise dispose of the whole or any part of the property of such corporation", respectfully report as follows: That House Bill No. 193 do pass.

BLEWETT, Chairman.

On motion by Leavitt, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 194, introduced by Leavitt and Dellwo, A Bill for an Act entitled: "An Act to authorize any corporation heretofore or hereafter organized under any of the Laws of Montana, whether formed and existing before or after the taking of effect of the Codes on July 1, 1895, to close the stock transfer book for a period preceding, or fix a date for the determination of stock ownership previous to the date for payment of any dividend, date for the allotment of rights, date for the change or conversion or exchange of capital stock, or date for any other corporate action or proceeding", respectfully report as follows: That House Bill No. 194 do pass.

BLEWETT, Chairman.

On motion by Leavitt, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 212, introduced by Leavitt and Dellwo, A Bill for an Act entitled: "An Act to amend Sections 5946 and 5950 of the Revised Codes of Montana of 1921, relating to the representation of stockholders at meetings, elections, or votes of cor-

porations heretofore or hereafter organized under any of the Laws of Montana, whether formed and existing before or after the taking effect of the Codes on July 1, 1895", respectfully report as follows: That House Bill No. 212, do pass.

BLEWETT, Chairman.

On motion by Leavitt, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 213, introduced by Leavitt and Dellwo, A Bill for an Act entitled: "An Act to amend Section 5918, of the Revised Codes of Montana of 1921, as amended by Section 1 of Chapter 28 of the Session Laws of the Nineteenth Legislative Assembly of Montana of 1925, and Sections 5920, 5922, and 5923 of the Revised Codes of Montana of 1921, relating to the amendment of articles of incorporation or any corporation heretofore or hereafter organized under any of the Laws of the State of Montana, whether formed and existing before or after the taking effect of the Codes on July 1, 1895, and the publication and mailing of notice of and organization of and proceedings at meeting, and preparation and filing of certificate of proceedings of meeting held upon adoption of amendments to articles of incorporation", respectfully report as follows: That House Bill No. 213, do pass.

BLEWETT, Chairman.

On motion by Leavitt, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 217, introduced by Leavitt and Dellwo, A Bill for an Act entitled: "An Act to amend Section 5905 of the Revised Codes of Montana of 1921, relative to the contents of articles of incorporation", respectfully report as follows: That House Bill No. 217, do pass.

BLEWETT, Chairman.

On motion by Leavitt, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 254, A Bill for an Act entitled: "An Act to amend Section 2863 of the Revised Codes of Montana of 1921 as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925; Section 2873 of the Revised Codes of Montana of 1921; Section 2917 of the Revised Codes of Montana, as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925 and further amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929; and Sections 2945 and 2953 of the Revised Codes of Montana of 1921; Relating to Workmen's Compensation; defining certain words; medical and hospital services to be furnished by the Industrial Accident Board; the time during which said services are to be rendered and the amount thereof; apportionment of costs and disbursements; and record of proceedings to be kept and testimony to be taken down in case of hearings", respectfully report as follows: That House Bill No. 254 do pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 220, A Bill for an Act entitled: "An Act to amend Section 2953 of the Revised Codes of Montana of 1921, dealing with the notice of claims of injuries other than death", respectfully report as follows: That House Bill No. 220 do not pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 208, A Bill for an Act entitled: "An Act to amend Section 2918 of the Revised Codes of Montana of 1921

relating to the date from which compensation shall be paid", respectfully report as follows: That House Bill No. 208 do not pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 207, A Bill for an Act entitled: "An Act to amend Section 2899 of the Revised Codes of Montana of 1921 relating to the time in which claims for personal injury or death must be presented", respectfully report as follows: That House Bill No. 207 do not pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 159, A Bill for an Act entitled: "An Act to regulate attorney's fees in Workmen's Compensation cases, prohibiting the soliciting of employment to represent compensation claimants or defendants by attorneys or other persons, prohibiting the assignment of compensation claims, awards or judgments, providing for a maximum attorney's fee to be allowed in Workmen's Compensation cases, and empowering the Industrial Accident Board or the District Court to fix the same", respectfully report as follows: That House Bill No. 159 do not pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 145, A Bill for an Act entitled: "An Act to amend Section 8993 providing for the settlement with a party after an attorney has appeared, and providing for the payment of any judgment or settlement with said party by payment to said party by check made payable to the party and the attorney jointly, unless waived by the attorney in writing and providing for attorney's lien as specified in this Section for the Industrial Accident Board of the State of Montana", respectfully report as follows: That House Bill No. 145 do not pass.

PAULY, Chairman.

Moved by Pauly that report be adopted. Motion seconded. Moved by Meyer, as substitute motion, that report be not adopted but that H. B. No. 145, be reported do pass. Substitute motion lost and report adopted on motion by Pauly.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 110, A Bill for an Act entitled: "An Act to amend Section 2914 of the Revised Codes of Montana of 1921, as amended by Section 2 Chapter 177, of the laws of the Twenty-first Legislative Assembly relating to partial disability permanent in character and the compensation therefor under the Workmen's Compensation Act", respectfully report as follows: That House Bill No. 110 do not pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 87, A Bill for an Act entitled: "An Act to amend Section 2950 of the Revised Codes of Montana 1921, relating to the power of the board to award compensation and time and manner of payment and to fix the extent of disability", respectfully report as follows: That House Bill No. 87 do not pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 51, A Bill for an Act entitled: "An Act to amend Section 2953 of the Revised Codes of the State of Mon-

tana, 1921, relating to record of proceedings to be kept and testimony to be taken down—attorney's fees fixed", respectfully report as follows: That House Bill No. 51 do not pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 119, A Bill for an Act entitled: "An Act to amend Section 2873 of the Revised Codes of Montana 1921 relating to Workmen's Compensation and defining the words "physician" and "surgeon" as is used therein", respectfully report as follows: That House Bill No. 119 do not pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 165, A Bill for an Act entitled: "An Act to amend Section 2917 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Session Laws of 1929, relating to medical and hospital services to be furnished by the Industrial Accident Board, the time during which said services are to be rendered and the amount thereof", respectfully report as follows: That House Bill No. 165 do not pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 253, A Bill for an Act entitled: "An Act to establish a uniform code of laws relative to high schools as a part of the public school system of the State of Montana and to repeal all Acts and parts of Acts in conflict herewith and particularly to repeal Sections 981, 982, 983, 984, 1009, 1058, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1152, 1153, 1103, 1154, 1155, 1156, 1262, 1263, 1264, 1265, 1266, as amended by Section I of Chapter 94 of the Session Laws of 1927, 1267, as amended by Section 2 of Chapter 94 of the Session Laws of 1927, 1268, 1269, 1270, as amended by Section 3 of Chapter 94 of the Session Laws of 1927, 1271, as amended by Section I of Chapter 127 of the Session Laws of 1923 and by Section 1 of Chapter 48 of the Session Laws of 1929, 1272, 1273, 1274, 1275 as amended by Section 1 of Chapter 69 of the Session Laws of 1923 and by Section I of Chapter 107 of the Session Laws of 1925 and by Section I of Chapter 46 of the Session Laws of 1929, 1276 as amended by Section I of Chapter 29 of the Session Laws of 1929, 1278, 1279, 1280 as amended by Section I of Chapter 19 of the Session Laws of 1923, 1281 as amended by Section I of Chapter 132 of the Session Laws of 1927, and as amended by Section I of Chapter 107 of the Session Laws of 1929, 1282 as amended by Section 2 of Chapter 19 of the Session Laws of 1923, and by Section I of Chapter 102 of the Session Laws of 1925, 1294 as amended by Section I of Chapter 126 of the Session Laws of 1923, and by Section I of Chapter I of the Session Laws of 1929, 1295, 1296, 1297, 1298, 1300, 1301, 1302, 1303, 1299, 1304, 1305, 1306, 1307, 1308, 1309, 1310, 1310a, 1310b, 1310c, 1312, 1313, 1314, 1315, 1316, and 1317 of the Revised Codes of Montana of 1921 and Sections 3 and 4 of Chapter 19 of the Session Laws of 1923, Section 3 of Chapter 109 of the Session Laws of 1929, Chapter 10 of the Session Laws of 1925, Chapter 96 of the Session Laws of 1925, Chapter 117 of the Session Laws of 1927, Chapter 152, of the Session Laws of 1925, Chapter 125 of the Session Laws of 1923, and Chapter 129 of the Session Laws of 1923 saving however all acts done and proceedings taken and had under the said last mentioned chapter the repeal thereof notwithstanding," respectfully report and recommend as follows: That H. B. No. 253 do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Troy of Hill in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 120, 196, 200, 201, 203, 218, 222, 229, H. J. R. No. 3, respectfully report as follows: Recommend that consideration of House Bills Nos. 120 and 203 be passed for the day. H. B. No. 196, do pass. H. B. No. 200, do pass. H. B. No. 201, do pass. H. B. No. 218, do pass. H. B. No. 222, be amended as follows: Amend Section 1, by striking out in line 15, the words "Three Mill Levy" and inserting in lieu thereof the words "From the University Millage Fund"; amend Section 2, by striking out in line 14 the words "Three Mill Lavy" and inserting in lieu thereof the words "University Millage Fund"; that H. B. No. 222, as amended, do pass. Consideration of H. B. No. 229, passed for the day. House Joint Resolution No. 3, be adopted.

TROY, Chairman.

On motion by Troy, report adopted.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Fairgrieve that H. B. No. 241 be taken from the Committee on Public Health and Sanitary Affairs and re-referred to Committee on Labor. Motion seconded and carried.

Arnold of Stillwater requested that the Committee of 7 on Allocation be excused for the balance of the day. There being no objection committee excused.

THIRD READING OF HOUSE BILLS

Sub. H. B. No. 123, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Hav-erfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Chapman, Dellwo, Lewis, Lillis, Meyer, Moss, Nelstead, Porter, Roll, Salyerds, Sample, Stewart, Ueland, Andrew, Waite. Total 16.

H. B. No. 156, introduced by Replogle, Manning, Merriman, Meyer, Rigg, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Darlington, Dougherty, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen,

Freed, Goodwin, Gordon, Grabow, Graff, Green Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Chapman, Curran, Dellwo, Lewis, Metlen, Moss, Nelstead, Porter, Roll, Salyerds, Sample, Stewart Troy, Ueland, Andrew, Waite. Total 18.

H. B. No. 174, introduced by Committee on Employment, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, Ekegren, Lewis, Moss, Nelstead, Roll, Salyerds, Stewart, Troy, Ueland, Andrew, Waite. Total 14.

Senate amendments to H. B. No. 54, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Arnold (Stillwater), Blewett, Buck, Chapman, Dellwo, Lewis, Moss, Parker, Rolph, Ryder, Salyerds, Stewart, Troy, Ueland, Andrew; Waite. Total 14.

Senate amendments to H. B. No. 68, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Met-

en, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland, R. R., Vollmer, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Coffee, Dellwo, Lewis, Moss, Rolph, Salyerds, Stewart, Troy, Ueland, Andrew; Waite, Watson (Meagher). Total 14.

H. B. No. 209, introduced by Appropriations Committee, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Dellwo, Lewis, Moss, Parker, Stewart, Ueland, Andrew, Waite. Total 9.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. Nos. 73, 86, 101, 133, 137, 154, 177, 180, 187, 202, 228, 234.

NYQUIST, Chairman.

Report adopted.

H. B. No. 221, introduced by Committee on Affairs of Cities, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Ueland, R. R., Vollmer, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Benjamin, Goodwin, Hamilton (Musselshell), McCormack, Parker, Rolph, Spangler. Total 7.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, Lewis, Moss, Ross, Shannon, Troy, Ueland, Andrew; Waite, Watson (Meagher). Total 12.

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Benjamin, McCormack, Ryder, Nyquist, Parker, Hagestad, Lewis, Green, Ekegren, Burrell, Hansen, Kruse, Curran, Hamilton of Phillips, Sheffer, R. R. Ueland, Replogle, Haight, Freed, Chapman, Dougherty, A. Ueland, Rolph, Wilson, Manning, Budas: A Bill for an Act entitled: "An Act to provide for a license tax to be paid by all persons, firms, co-partnerships and corporations owning or operating hydro-electric power plants, hydro-electric light plants, or electric transmission lines or any system for the distribution or sale of electricity generated by water power."

By Committee on Education: A Bill for an Act entitled: "An Act to amend Section 941 of the Revised Codes of Montana of 1921, defining the duty of the Superintendent of Public Instruction relative to the preparation of a course of study and to repeal all Acts and parts of Acts in conflict herewith."

By Committee on Education: A Bill for an Act entitled: "An Act to amend Section 1053 of the Revised Codes of Montana of 1921 defining a public school, and to repeal all Acts and parts of Acts in conflict herewith."

By Committee on Education: A Bill for an Act entitled: "An Act to repeal Sections 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169 and 1170 of the Revised Codes of Montana of 1921."

By Committee on Education: A Bill for an Act entitled: "An Act to repeal Sections 1255, 1256, 1257, 1258, 1259, 1260, and 1261 of the Revised Codes of Montana of 1921."

By Stewart: A Bill for an Act entitled: "An Act to amend Section 200 of the Revised Codes of Montana of 1921 relating to the annual salary of the Attorney General."

By Stewart: A Bill for an Act entitled: "An Act to amend Section 202 of the Revised Codes of Montana of 1921 relating to the appointment of Assistant Attorneys General and their salaries."

By Replogle, Merriman, Meyer, Manning: A Bill for an Act entitled: "An Act to amend Section 8993 providing for the settlement with a party after an attorney has appeared and providing for the payment of any judgment or settlement with a party by payment to said party and their attorney jointly unless waived by the attorney in writing."

MOTIONS AND RESOLUTIONS

Moved by Leavitt that H. B. No. 201, be taken from the Engrossing Committee and re-referred to General Orders. Motion seconded, carried and so ordered.

Moved by Leavitt that the Committee on Allocation be granted an extension of time until Monday, February 9, 1931, in which to make report to the House. Motion seconded and carried.

Moved by Leavitt that the House adjourn until Friday, February 6, 1931, at 10:00 a.m. Motion seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-THIRD DAY

House of Representatives,
Helena, Montana, February 6, 1931.

House convened at 10:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: McCormack, Parker, Watson (Missoula), excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 32nd legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

NOTICES

Author gave notice he would tomorrow or some subsequent day, introduce bills as follows:

By Morris: A Bill for an Act entitled: "An Act to prohibit nepotism and prescribing the penalties therefor."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Public Morals, Charities and Reforms, having had under consideration, H. B. No. 224, A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 122 of the laws of the Twentieth Legislative Assembly of 1927, the same being Section 11048.1 of the Supplement to the Revised Codes of Montana, 1923-1927, making it unlawful to sell, give away, or dispose of intoxicating liquor to a minor, and prescribing punishment therefor", respectfully report as follows: That H. B. No. 224 be amended as follows: In line 19, after the figures "\$500.00" change the word "or" to "and"; it is recommended that said bill so amended do pass.

WILLARD, Chairman.

On motion by Willard report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under reconsideration H. B. No. 37 (being Crime Commission Bill No. 40, page 53 of the Crime Commission Report), A Bill for an Act entitled: "An Act to amend Section 8893 of the Revised Codes of the State of Montana of 1921, relating to who are exempt from jury duty, and to repeal that portion only of Section 1401 of the Revised Codes of the State of Montana of 1921, which relates to and provides for the exemption of every commissioned officer and every enlisted man of the National Guard of Montana from jury duty, and also to repeal that portion only of Section 5144 of the Revised Codes of Montana of 1921, which relates to and provides for the exemption from jury duty of members of unpaid regular organized fire companies", respectfully report as follows: That H. B. No. 37, do not pass, but that Substitute H. B. No. 37, is recommended for passage in lieu thereof, and the report is therefor that S. H. B. No. 37, A Bill for an Act entitled: "An Act to amend Section 8893 of the Revised Codes of the State of Montana of 1921 relating to who are exempt from jury duty", do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under reconsideration H. B. No. 144, A Bill for an Act entitled: "An Act to amend Section 9256 of the Revised Codes of 1921, permitting the attachment of the interests of any person to which they are then entitled or may

become entitled upon distribution in the estate of any deceased person or persons, and permitting said attachment to be made at any time after the granting of letters testamentary or letter of administration", respectfully report as follows: That H. B. No. 144, do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 184, A Bill for an Act entitled: "An Act relating to the attachment of personal property, prescribing duties of plaintiff to furnish information to officers serving the writ, and fixing liability in case of suit for wrongful attachment", respectfully report as follows: That H. B. No. 184, do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Revenue & Taxation, having had under consideration H. B. No. 162, A Bill for an Act entitled: "An Act to impose a license tax on the business of handling, receiving, selling, offering for sale and dealing in, through sale, barter or exchange, malt or malt extract, and to provide methods and penalties for its enforcement, and to appropriate the revenue derived from this tax to the general fund of the State", respectfully report as follows: That H. B. No. 162, do not pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Senate Bill No. 9, A Bill for an Act entitled: "An Act creating a lien upon cows and offspring for the service of registered bulls: Providing the method of securing and enforcing said lien, including rules of practice and procedure: Establishing the priority of such liens as against mortgages and other encumbrances: Providing Punishment for the making of false statements of pedigree of bulls and punishment for the disposing or encumbering of cows or calves subject to the lien created by this Act", respectfully report as follows: That S. B. No. 9, be not concurred in.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration H. B. No. 146, A Bill for an Act entitled: "An Act providing for the cancellation of certain brands when two or more brands are in such conflict as to raise the question of ownership of livestock, providing procedure therefor and further providing for elimination of conflicting brands at time or re-recording and repealing all Acts or parts of Acts in conflict herewith," respectfully report as follows: That H. B. No. 146, do not pass.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Railroads and Transportation, having had under consideration H. B. No. 135, a Bill for an Act entitled: "An Act to amend Section 3 of Chapter 154, Session Laws of Montana, 1923, as amended by Chapter 103 Session Laws of Montana 1925, and amended by Chapter 141 Session Laws of Montana 1929, relating to the authority of the Board of Railroad Commissioners of the State of Montana to supervise transportation companies", respectfully report as follows: That H. B. No. 135, do not pass.

GREEN, Chairman.

On motion by Green, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration H. B. No. 204, A Bill for an Act entitled: "An Act amending Section 1204 of the Revised Codes of Montana, 1921, relating to the

apportionment of common school funds", respectfully report as follows: That H. B. No. 204 be amended by striking out the word "one-half" in line 21 and inserting in lieu thereof the word "one-third" and as amended recommend that the bill do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Railroads and Transportation, having had under consideration House Bill No. 166, A Bill for an Act entitled: "An Act compelling railroad companies when distributing poisonous compounds for the destruction of weeds on their rights-of-way to maintain railroad fences in good repair, properly protect all crossings with cattle guards, prohibiting the spreading of poisons on crossings and providing a liability for failure to carry out the provisions of this Act and providing for reasonable attorney fees in litigation respecting damages resulting therefrom", respectfully report as follows: That House Bill No. 166 do not pass.

GREEN, Chairman.

On motion by Green, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, February 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 15, by Donovan.

S. B. No. 29, by Wheeler.

S. B. No. 34, by Committee on Agriculture.

Very truly,
J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly seconded and carried, further consideration of H. B. No. 74, by Rigg, Adair, Finlen, Graff, Manning, Merriman, Meyer, Nyquist, Pauly, Replogle, Ross, Schilling and Stewart, by request, was this day indefinitely postponed, and Bill is herewith returned to the House.

Very truly,
J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Helena, Montana, February 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of Introduction was this day given:

By Holt: A Bill for an Act entitled: "An Act to amend Section 177, Revised Codes of Montana, 1921, relating to the allotment of Forest Reserve Funds apportioned to the counties."

Very truly,
J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Insurance this day reported as follows, report adopted:

That Sub. H. B. No. 63 be amended by striking out Section 2 and substituting therefor: "Section 6199. Property which shall not be insured: 1. No company, corporation or association organized under the provisions of this Act shall insure any property not situated within the county in which its principal place of business is located, or counties adjoining such county." And as so amended, recommend bill be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That further consideration of H. B. No. 74 be indefinitely postponed.

That H. B. No. 112 be concurred in.

That H. B. No. 136 be concurred in.

That H. B. No. 50 be amended in Section 1 by striking out in Line 89 Senate Committee amendment on printed bill, and as so amended, recommend same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of Substitute for Senate Bills Nos 23 and 26 be passed for the day.

That S. B. No. 33 be amended in Section 1 by striking out in line 14 after the word "only" the remainder of line 14 and all of lines 15, 16, 17, 18 and 19, and inserting in lieu thereof the words, "and also any clubhouse or building erected by or belonging to any society or organization of honorably discharged United States soldiers, sailors or marines who served in the Army or Navy of United States, used exclusively for educational, fraternal, benevolent or purely public charitable purposes, rather than for gain or profit, together with the library and furniture necessarily used in any such building." And as so amended, recommend same do pass.

That S. B. No. 44 do pass.

That S. B. No. 21 do not pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 63, Introduced by Keeley. A Bill for an Act entitled: "An Act authorizing and empowering the State Board of Examiners of the State of Montana to exchange 4.09 acres of land owned by the State of Montana and forming a part of the lands purchased for the use of the State Prison at Deer Lodge, Montana, for 3.88 acres of land, adjoining state owned land, belonging to Carl Ulver of Deer Lodge, Montana." Referred to Committee on State Boards and Offices.

S. B. No. 64, Introduced by Rowland. A Bill for an Act entitled: "An Act to amend Sections 4531, 4532, and 4533 of the Revised Codes of

Montana of 1921, relating to the application of destitute persons seeking relief; the residence of said persons; and providing temporary relief to non-residents; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Counties and Towns.

S. B. No. 65, Introduced by Kane. A Bill for an Act entitled: "An Act authorizing the State Board of Examiners to dispose of the lands, buildings and equipment of the State Board of Entomology at Hamilton, Montana, to the government of the United States in the event that the government should desire to purchase the same, for the purpose of conducting a Federal laboratory for the prevention and eradication of spotted fever." Referred to Committee on State Boards and Offices.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Judiciary: Recommend that H. B. No. 122 be concurred in.

Committee on Judiciary: Recommend that H. B. No. 132 be amended by striking Section 2 therefrom, and as so amended, recommend bill be concurred in.

Committee on Insurance: Recommend that Substitute H. B. No. 64 be concurred in.

Committee on Corporations other than Municipal: Recommend that H. B. No. 121 be concurred in.

Committee on Sanitary Affairs: Recommend that H. B. No. 83 be concurred in.

Committee on Sanitary Affairs: Recommend that H. B. No. 84 be concurred in.

Committee on Sanitary Affairs: Recommend that H. B. No. 134 be concurred in.

Committee on Judiciary: Recommend that S. B. No. 50 do pass.

Committee on Judiciary: Recommend that S. B. No. 46 do pass.

Committee on Livestock & Grazing: Recommend that S. B. No. 16 be amended as follows: On page 3 line 25, strike out the words and figures "Twenty-five dollars (\$25.00)", and insert in lieu thereof the words and figures, "Ten dollars (\$10.00)". On page 3, line 26, strike out the words and figures, "One Hundred Dollars (\$100.00)", and insert in lieu thereof the words and figures "twenty-five dollars (\$25.00)", strike out the balance of the Section, being Section 6, after the words and figures "One Hundred Dollars (\$100.00)". And as so amended, recommend the bill do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Committee on Finance & Claims: A Bill for an Act entitled: "An Act to create a fund to be known as the 'University Millage Fund', and providing that all income to be derived from any increased rate of taxation on real and personal property authorized in referendum measure Number Thirty-four, shall be placed in said University Millage Fund, and providing for payment of moneys from University Millage Fund."

By Committee on Sanitary Affairs: A Bill for an Act entitled: "An Act to amend Section 2479 of the Revised Codes of Montana of 1921, relating to the duty of physicians and others to report certain diseases."

By Committee on Sanitary Affairs: A Bill for an Act entitled: "An Act authorizing the State Board of Health to appoint as deputy State Health Officers such physicians employed by the Indian Bureau of the Department of the Interior as necessary in enforcing state sanitary regulations on Indian Reservations in Montana, said physicians to serve without pay from the state."

By Committee on Sanitary Affairs: A Bill for an Act entitled: "An Act to amend Section 2476 of the Revised Code of Montana of 1921, relating to the duties of local and county health officers."

By Committee on Sanitary Affairs: A Bill for an Act entitled: "An Act to amend Section 2597 of the Revised Codes of Montana of 1921, making it unlawful to manufacture, sell or possess any beverage or article of food containing saccharin and providing exceptions and penalties therefor."

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Logan that H. B. No. 101 be taken from General Orders and re-referred to Committee on Appropriations. Motion seconded and carried.

Moved by Arnold (Rosebud) that H. B. No. 203 be taken from General Orders and re-referred to Committee on Judiciary. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second times, and referred to Committees:

H. B. No. 255, by Stewart: A Bill for an Act entitled: "An Act to amend Section 200 of the Revised Codes of Montana of 1921 relating to the annual salary of the Attorney General." Committee on State Boards and Officers.

H. B. No. 256, by Stewart: A Bill for an Act entitled: "An Act to amend Section 202 of the Revised Codes of Montana of 1921 relating to the appointment of Assistant Attorneys General and their salaries." Committee on State Boards and Officers.

H. B. No. 257, by Adair, Merriman, Schilling, Replogle: A Bill for an Act entitled: "An Act relating to injuries occasioned by the negligent operation of motor vehicles, and relating to the liability of the owner of said vehicle therefor." Committee on Public Safety.

H. B. No. 258, by Replogle, Manning, Merriman, Meyer, Rigg: A Bill for an Act entitled: "An Act to amend Section 9262 of the Revised Codes of 1921, permitting the attachment of the interests of any persons to which they are then entitled or may become entitled upon distribution in the estate of any deceased person or persons, and permitting said attachment to be made at any time after the granting of letters testamentary of administration, and how said attachment may be made." Committee on Judiciary.

H. B. No. 259, by Replogle, Manning, Merriman and Meyer: A Bill for an Act entitled: "An Act to amend Section 8993, providing for the settlement with a party, after an attorney has appeared, and providing for the payment of any judgment or settlement with said party by payment to said party by check made payable to the party and the attorney jointly, unless waived by the attorney in writing." Committee on Judiciary.

H. B. No. 260, by Freed: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 115, Session Laws 1927, providing for the dissolution of joint school districts, the holding of an election, the adjustment of indebtedness and the dissolution by County Commissioners in certain cases." Committee on Education.

H. B. No. 261, by Townships and Counties Committee: A Bill for an Act entitled: "An Act relating to the issuing of bonds by incorporated

ities and towns: providing the procedure and the duties of city and town officers in connection therewith and repealing Sections 5278, 5279, 5280, 5281, 5282, 5283, 5284, 5285, 5286, 5287 and 5288 Revised Codes of Montana, 1921, Chapter 61, Session Laws of Montana of 1927, and all other Acts and parts of Acts in conflict herewith." Committee on Affairs of Cities.

H. B. No. 262, by Roll, by request: A Bill for an Act entitled: "A Bill to provide for the refund of taxes erroneously or illegally collected and for the cancellation of erroneous or illegal assessments." Committee on Townships and Counties.

H. B. No. 263, by Roll, by request: A Bill for an Act entitled: "An Act amending Section 964 of the Revised Codes of Montana of 1921, as amended by Chapter 82 of the Laws of the Nineteenth Legislative Assembly of 1925; relating to the apportionment of school moneys; providing when the warrants may be issued in anticipation of taxes levied but not collected." Committee on Education.

H. B. No. 264, by Committee on Education, by request: A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of Montana of 1921, as amended by Chapter 48 of the Twentieth Legislative Assembly of the State of Montana of 1927, relating to the allowance of traveling or other expenses of state, county, city, county high school, school district, or other strictly educational association, officers or employees, at conventions, and authorizing the payment of dues." Committee on Education.

H. B. No. 265, by Committee on Education, by request: A Bill for an Act entitled: "An Act to amend Section 1010 of the Revised Codes of Montana, 1921, as amended by Chapter 70 of the Session Laws of the 18th Legislative Assembly of 1923, and as further amended by Chapter 76 of the Session Laws of the 19th Legislative Assembly of 1925, and as further amended by Chapter 77 of the 20th Legislative Assembly of 1927, and as further amended by Chapter 102 of the 21st Legislative Assembly of 1929 relating to transportation, board, rent, tuition of pupils of any school district or districts of the State of Montana and providing for furnishing transportation, rent, board and tuition for such pupils and providing for appeal." Committee on Education.

H. B. No. 266, by Lillis: A Bill for an Act entitled: "An Act to amend Section 4929 of the Revised Codes of Montana, 1921, relating to salaries of justices of the peace, in certain townships—office hours—quarters." Committee on Townships and Counties.

H. B. No. 267, by Replogle: A Bill for an Act entitled: "An Act to amend Section 5736 Revised Codes of Montana, 1921, relating to causes for divorce." Committee on Judiciary.

H. B. No. 268, by Meyer: A Bill for an Act entitled: "An Act to amend Section 5790 of the Revised Codes of Montana of 1921, relating to husband and wife; and providing for liability for acts or debts of each other." Committee on Judiciary.

H. B. No. 269, by Fish and Game Committee: A Bill for an Act entitled: "An Act amending Sections 3683, 3685 and 3691 of the Revised Codes of Montana of 1921, as amended by Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the classes of licenses for hunting and taking game and fish within the State of Montana; the fees and powers under such licenses; exceptions in the applications of the provisions of this Act; and repealing of Acts and parts of Acts in conflict with the provisions of this Act." Committee on Fish and Game.

H. B. No. 270, by Fish and Game Committee: A Bill for an Act entitled: "An Act amending Section 3694 of the Revised Codes of Montana as amended by Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the restrictions of the manner of taking and possessing fish and game and granting and giving to the State Fish and Game Commission of the State of Montana, authority to change or suspend closed seasons on game birds and animals, game fish

and fur-bearing animals so as to meet existing conditions, and also, to make and promulgate rules and regulations for the killing, taking, capturing and possessing of game fish, game birds, game and fur-bearing animals, prescribing penalties for a violation of this Act and repealing all Acts and parts of Acts in conflict with the provisions hereof." Committee on Fish and Game.

H. B. No. 271, by Fish and Game Committee: A Bill for an Act entitled: "An Act relating to and fixing the salary of the State Game Warden and repealing all Acts and parts of Acts in conflict herewith." Committee on Fish and Game.

H. B. No. 272, by Committee on Education: A Bill for an Act entitled: "An Act to amend Section 941 of the Revised Codes of Montana of 1921, defining the duty of the Superintendent of Public Instruction relative to the preparation of a course of study and to repeal all Acts and parts of Acts in conflict herewith." Committee on Education.

H. B. No. 273, by Committee on Education: A Bill for an Act entitled: "An Act to repeal Sections 1053 of the Revised Codes of Montana of 1921 defining a public school, and to repeal all Acts and parts of Acts in conflict herewith." Committee on Education.

H. B. No. 274, by Committee on Education: A Bill for an Act entitled: "An Act to repeal Sections 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169, and 1170 of the Revised Codes of Montana of 1921." Committee on Education.

H. B. No. 275, by Committee on Education: A Bill for an Act entitled: "An Act to repeal Sections 1255, 1256, 1257, 1258, 1259, 1260 and 1261 of the Revised Codes of Montana of 1921." Committee on Education.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Budas of Carbon in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 167, 170, 189, 120, 229, H. J. M. Nos. 3 and 4, H. B. Nos. 73, 86, 131, 133, 137, respectfully report as follows: Recommend that H. B. No. 167, do pass. H. B. No. 170, consideration passed for the day; consideration of H. B. Nos. 189 and 120, passed for the day. H. B. No. 229, do pass. H. J. M. No. 3, be adopted. H. J. M. No. 4, be adopted. Consideration of H. B. No. 73, passed for the day. H. B. No. 86, consideration passed for the day. H. B. No. 131, amended in the Title as follows: By striking out all that follows the word "recorded" in line 7 of the original bill and inserting in lieu thereof the words "providing for additional information in connection therewith and providing for validity of the record of any instrument be not affected thereby"; that H. B. No. 131, as amended, do pass. H. B. No. 133, do pass. H. B. No. 137 amended as follows: Amend Section 1 by striking out in line 1, all of the title thereof and inserting in lieu thereof the words "Pollution of water prohibited"; that H. B. No. 137, as amended, do pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: Sub. H. B. No. 88, H. B. Nos. 155, 196, 200 and 218 and House Joint Resolution No. 3.

NELSTEAD, Vice-Chairman.

THIRD READING OF HOUSE BILLS

Sub. H. B. No. 88, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and Not Voting: Finlen, Lewis, Lillis, Logan, McCormack, O'Connell, Parker, Replogle, Vollmer, Watson (Missoula). Total 10.

H. B. No. 155, introduced by Replogle, Manning, Merriman, Meyer, Rigg, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and Not Voting: Dougherty, Lewis, Lillis, Logan, McCormack, Moss, Parker, Replogle, Vollmer, Watson (Missoula). Total 10.

H. B. No. 196, introduced by Woodcock, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Ekegren, Erickson, Dunn, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and Not Voting: Haight, Lewis, Lillis, Logan, McCormack, Parker, Salyerds, Spangler, Vollmer, Watson (Missoula). Total 10.

H. B. No. 200, introduced by Nyquist, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and Not Voting: Haight, Henderson, Lewis, Lillis, Logan, McCormack, Parker, Salyerds, Vollmer, Watson (Missoula). Total 10.

H. B. No. 218, introduced by Committee on Ways and Means, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and Not Voting: Haight, Henderson, Logan, McCormack, Parker, Salyerds, Vollmer, Watson (Missoula). Total 8.

H. J. R. No. 3, introduced by Hamilton (Phillips) and Replogle, having been read three several times at length, title and history agreed upon, was adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Erickson, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Willard, Woodcock, Mr. Speaker. Total 87.

Noes: Ekegren, Fairgrieve, Freed, Goodwin. Total 4.

Absent and Not Voting: Henderson, McCormack, Miller, Parker, Ross, Ryder, Salyerds, Vollmer, Watson (Missoula), Wilson. Total 10.

Moved by Leavitt that the House recess until 2:30 p. m. this afternoon. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m., pursuant to recess.

Mr. Speaker in the chair.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Waring: A Bill for an Act entitled: "An Act to amend Sections 6170, 6171, 6173 and 6183 of the Revised Codes of Montana of 1921, relating to mutual hail insurance; mutual fire, lightning, and other casualty insurance of farm property and livestock; rural school houses, churches and contents therein."

By Southmayd: A Bill for an Act entitled: "An Act providing for an annual license tax to be paid by every person practicing medicine or surgery in this State; providing for the disposition of the funds so received; and providing a penalty for the violation of this act."

By Pappin, by request: A Bill for an Act entitled: "An Act providing for the registration and licensing of contractors, and defining the term contractor; providing for the creation of a Contractors License Board and Registrar and the compensation of its members and expense of administration thereof, and providing the method of obtaining license to engage in the business of contracting: fixing the fee for such license and providing a method of suspension, cancellation and renewal of such license: providing for a surety bond for such licenses and prescribing penalties for violation of this Act, and providing for the review on appeal from the Act of said contractors licensing Board: and providing for the repeal of all acts in conflict herewith."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 9138 of the Revised Codes of Montana of 1921, defining counter claim and what causes of action against the plaintiff may be set up therein."

By Meyer: A Bill for an Act entitled: "An Act relating to civil actions in justice courts, and to simplify the practice."

By Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Section 3386 of the Revised Codes of Montana of 1921, relative to the trespass of animals in herd districts, and prescribing penalties."

By Committee on Military Affairs: A Bill for an Act entitled: "An Act to amend Section 1535 of the Revised Codes of Montana of 1921, relating to eligibility and qualification for admission into the Soldiers' Home; and providing for the admission of persons who served with the United States Army in the campaign of 1890 and 1891, against the Sioux and Cheyenne Indians or other Indian campaigns within the borders of the State of Montana."

By Leavitt, by request: A Bill for an Act entitled: "An Act providing for the establishment and maintenance of Junior Colleges in certain school districts of the State; providing a method for submission of the question of their establishment to a vote of the people, and making county treasurers custodians of Junior College funds; permitting such colleges to accept donations and requests for certain purposes; amending Section 1308 of the Revised Codes of Montana of 1921; and repealing all Acts and parts of Acts in conflict therewith."

By Leavitt: A Bill for an Act entitled: "An Act to amend Sections 10269 and 10270 of the Revised Codes of Montana of 1921, relating to petition for executor or administrator to make conveyance to complete contracts for sale of real estate; providing for the appointment of the time and place for hearing the petition; and providing the giving of notice thereof and proof of the same; and providing a method for interested parties to contest."

By Coffee and Buck: A Bill for an Act entitled: "An Act releasing owners and operators of motor vehicles from responsibility for damages or injuries to passengers therein, not for hire, and for damages to such passenger's parent or guardian."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 94, a Bill for an Act entitled: "An Act to appropriate money for the payment of claim due Horace S. Davis of Billings, Montana, for services rendered the high school commission in connection with the qualification of the high school laws of the state," respectfully report as follows: That House Bill No. 94 do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 142, a Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Russell O. Hagen as compensation or as a pension for injuries received while on duty in the service of the State of Montana as a private in Company E, 163rd Infantry, Montana National Guard, and providing for the method of paying the same," respectfully report as follows: That House Bill No. 142 do pass.

On motion by Logan, report adopted.

LOGAN, Chairman.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 153, a Bill for an Act entitled: "An Act to appropriate money from the industrial accident fund of the State of Montana for the payment of the compensation claim of Charlotte H. Barnes, which claim was disallowed by the Industrial Accident Board because it was not presented within six months from the date of the happening of the accident," respectfully report as follows: That House Bill No. 153 do pass.

On motion by Logan, report adopted.

LOGAN, Chairman.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 163, a Bill for an Act entitled: "An Act appropriating money in satisfaction and settlement of the claim of John H. Gillis for injuries sustained by him upon Project No. 242B of the State Highway Commission of the State of Montana and directing the State Auditor to draw his warrant upon the state highway fund therefor in settlement of said claim upon payment of said warrant," respectfully report as follows: That House Bill No. 163 do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 164, a Bill for an Act entitled: "An Act to appropriate money from the industrial accident fund of the State of Montana for payment of compensation on the claim of Mrs. Howard Danford, which claim was disallowed by the Industrial Accident Board because it was not presented within six (6) months following the date of the accident resulting in the death of her husband, Howard Danford," respectfully report as follows: That House Bill No. 164 be amended as follows: Section 1, line 11, "Selisia should be correctly spelled Silesia." And as amended do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 245, a Bill for an Act entitled: "An Act appropriating money for the payment of the claim of the United States for refund on gasoline purchased between January 11, 1930, and January 8, 1931," respectfully report as follows: That House Bill No. 345 do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration House Joint Memorial No. 5, a resolution memorializing Congress for the passage of pending legislation providing that the United States shall aid the states in the construction of rural post-roads and for other purposes," respectfully report as follows: That House Joint Memorial No. 5 do pass.

HAVERFIELD, Chairman.

On motion by Haverfield, report adopted.

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration Senate Joint Memorial No. 4, a memorial to the Congress of the United States, indorsing the amendments made by the Hon. Burton K. Wheeler, United States Senator from Montana, to Interior Bill, H. R. 14675, relating to the appropriations requested for roads on Rocky Boy and Blackfeet Indian Reservations and likewise appropriations for construction of schools at Poplar and Frazer, Montana," respectfully report as follows: That Senate Joint Memorial No. 4 be concurred in.

HAVERFIELD, Chairman.

On motion by Haverfield, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that S. J. M. No. 4 be placed at the head of General Orders. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time, and referred to committees:

H. B. No. 276, by Morris: A Bill for an Act entitled: "An Act to amend Section 7597 Revised Codes of Montana, 1921, relating to the enforcement of conditional sale contracts and defining the rights of the vendor and vendee thereunder, and to repeal all Acts and parts of Acts in so far as the same may conflict herewith." Committee on Judiciary.

H. B. No. 277, by Hamilton of Phillips, Kruse, Curran, Ryder, Nyquist, R. R. Ueland, Replogle, Benjamin, Haight, Freed, Chapman, McCormack, Dougherty, Andrew Ueland, Rolph, Parker, Hagestad, Lewis, Green, Ekegren, Burrell, Hanson: A Bill for an Act entitled: "An Act to provide for a license tax to be paid by all persons, firms, copartnerships and corporations owning or operating hydro-electric power plants, hydro-electric light plants, or electric transmission lines or any system for the distribution or sale of electricity generated by water power." Committee on Ways and Means.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Dellwo of Lake in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration S. J. M. No. 4, respectfully report as follows: Recommend that S. J. M. No. 4, be concurred in.

DELLWO, Chairman.

On motion by Dellwo, report adopted.

THIRD READING OF SENATE BILLS

Senate Joint Memorial No. 4, introduced by Cowan, Hagerty, Ruffcorn, Schnitzler and Delaney, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Cascade), Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R.; Waite, Waring, Willard, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Bechtel, Brown (Gallatin), Buck, Budas, Darrington, Dunn, Ekegren, Finlen, Grabow, Jarrett, Knight, McCormack, Metlen, Moss, Parker, Pauly, Schilling, Shannon, Vollmer, Watson (Meagher), Watson (Missoula), Wilson. Total 22.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing beg leave to report the following bills correctly engrossed: H. B. Nos. 131, 133, 167, 190, 229, H. J. M. No. 3, H. J. M. No. 4.

NELSTEAD, Vice-chairman.

Report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Freed of Petroleum in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 154, 173, 177, 180, 187, 202, 210, 223, 228, 234, 201, respectfully report as follows: Recommend that H. B. No. 154, do pass. H. B. No. 173, do pass. H. B. No. 177, consideration passed for the day. H. B. No. 180, do pass. H. B. No. 187, amended in Section 1, by inserting the word "Section" before the figure 1 in line 3; that H. B. No. 187, as amended, do pass. H. B. No. 202, do pass. H. B. No. 210, do pass. H. B. No. 223, do pass. H. B. No. 228, do pass. H. B. No. 234, do pass. H. B. No. 201, amended in the title by striking out in line 1 the word "Code" and inserting in lieu thereof between the figures "12459" and the word "relating" the following: "of the Revised Codes of Montana, 1921"; amend Section 1 by striking out in line 1 of the original bill after the figures "12459" the words "be amended to read as follows: "and inserting in lieu thereof the words "of the Revised Codes of Montana of 1921, be and the same is hereby amended to read as follows: that H. B. No. 201, as amended, do pass. H. B. No. 154, reconsidered on motion by Leavitt; recommend that H. B. No. 154, be amended in the title by inserting after the word "Montana" the figures, "1929"; amend Section 1 by inserting after the words "Section 1" in line 1 of printed bill the words "That Section 11388 of the R. C. of Montana of 1921 be and the same is hereby amended to read as follows: Section 11388. Receiver of Stolen Property. Amend Section 2. of printed bill in line 1, by striking out the words "Section 2" and make

the words "Section 3" to read "Section 2." That H. B. No. 154, as amended, do pass.

FREED, Chairman.

On motion by Freed, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. Nos. 137, 222.

NELSTEAD, Vice-chairman.

Report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 131, introduced by Finlen, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R.; Waring, Watson (Meagher), Willard, Woodcock, Mr. Speaker Total 86.

Noes: None.

Absent and not voting: Adair, Arnold (Rosebud), Hamilton (Phillips), Knight, Logan, McCormack, McFarland, Moss, Parker, Roll, Ross, Vollmer, Waite, Watson (Missoula), Wilson. Total 15.

On request of Floorleader, Leavitt, the following members were excused for the balance of the day: Wilson, Vollmer, on account of illness.

Moved by Leavitt that the members of Highways Committee be excused immediately. Motion seconded and carried.

H. B. No. 133, introduced by Woodcock, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Benjamin, Brown (Cascade), Buck, Burke, Casey, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Ekegren, Freed, Goodwin, Gordon, Grabow, Graff, Hodgskiss, Leavitt, Lewis, Lillis, Logan, Martin, Mason, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, O'Connell, O'Day, Pappin, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Schilling, Spangler, Stewart, Sullivan, Troy, Waring, Woodcock. Total 53.

Noes: Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Budas, Burrell, Chapman, Curran, Dunn, Erickson, Fairgrieve, Finlen, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Jarrett, Kruse, Manning, McFarland, Nyquist, Pauly, Ryder, Sample, Shannon, Sheffer, Southmayd, Swope, Tinsley, Ueland, Andrew; Ueland, R. R.; Watson (Meagher), Mr. Speaker. Total 36.

Absent and not voting: Arnold (Rosebud), Darlington, Hamilton (Phillips), Knight, McCormack, Parker, Salyerds, Vollmer, Waite, Watson (Missoula), Willard, Wilson. Total 12.

H. B. No. 167, introduced by Meyer, Sullivan, Goodwin, McDermott, Casey, Blewett, Doran, Finlen, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow,

Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Pauly, Porter, Quamme, Replogle, Rigg, Ryder Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R. Waring, Watson (Meagher), Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and Not Voting: Adair, Arnold (Rosebud), Darlington, Hamilton (Phillips), Hanson, Knight, Lillis, Martin, McCormack, Moss, Nelstead, Pappin, Parker, Roll, Rolph, Ross, Salyerds, Vollmer, Waite, Watson (Missoula), Willard, Wilson. Total 22.

H. B. No. 190, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Murphy, Nyquist, O'Day, Porter, Quamme, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waring, Watson (Meagher), Woodcock, Mr. Speaker. Total 74.

Noes: Haight. Total 1.

Absent and Not Voting: Adair, Arnold (Rosebud), Darlington, Green, Hamilton (Phillips), Hanson, Knight, Lillis, McCormack, Meyer, Moss, Nelstead, O'Connell, Pappin, Parker, Pauly, Replogle, Rigg, Salyerds, Stewart, Sullivan, Vollmer, Waite, Watson (Missoula), Willard, Wilson. Total 26.

H. B. No. 229, introduced by Moss, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Gordon, Grabow, Graff, Haight, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Porter, Replogle, Roll, Rolph, Ross, Schilling, Southmayd, Spangler, Stewart, Swope, Troy, Watson (Meagher), Woodcock, Mr. Speaker. Total 61.

Noes: Curran, Erickson, Finlen, Freed, Goodwin, Hagestad, Quamme, Ryder, Sample, Sheffer, Tinsley, Ueland (Andrew), Ueland (R. R.), Waring. Total 14.

Absent and Not Voting: Adair, Arnold (Rosebud), Buck, Darlington, Dougherty, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Knight, Lillis, McCormack, Moss, Nelstead, Pappin, Parker, Pauly, Rigg, Salyerds, Shannon, Sullivan, Vollmer, Waite, Watson (Missoula), Willard, Wilson. Total 26.

H. J. M. No. 3, introduced by Spangler, Casey, Kruse, Southmayd, Cranston, Replogle, Doran, Chapman, Nyquist, Grabow, Watson, Shannon, Adair, Nelstead, Manning, Ross, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Porter, Replogle, Roll, Rolph, Ross, Salyerds, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waring, Watson (Meagher), Woodcock, Mr. Speaker. Total 74.

kiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Porter, Quamme, Replogle, Roll, Rolph, Ross, Ryder, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Waring, Watson (Meagher), Woodcock, Mr. Speaker. Total 75.

Noes: None.

Absent and Not Voting: Adair, Arnold (Rosebud), Blewett, Darlington, Green, Hamilton (Phillips), Hanson, Knight, McCormack, Meyer, Moss, Nelstead, Pappin, Parker, Pauly, Rigg, Salyerds, Shannon, Sullivan, Troy, Vollmer, Waite, Watson (Missoula), Willard, Wilson. Total 26.

H. J. M. No. 4, introduced by Kruse, Replogle, and Adair, having been read three several times at length, title and history agreed upon, was adopted by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Porter, Quamme, Replogle, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waring, Watson (Meagher), Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and Not Voting: Adair, Arnold (Rosebud), Benjamin, Darlington, Freed, Green, Hamilton (Phillips), Hanson, Knight, McCormack, Meyer, Moss, Nelstead, Pappin, Parker, Pauly, Rigg, Roll, Sullivan, Vollmer, Waite, Watson (Missoula), Willard, Wilson. Total 24.

H. B. No. 137, introduced by Fish and Game Committee, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Porter, Quamme, Replogle, Roll, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waring, Watson (Meagher), Woodcock, Mr. Speaker. Total 78.

Noes: None.

Absent and Not Voting: Adair, Arnold (Rosebud), Benjamin, Darlington, Green, Hamilton (Phillips), Hanson, Knight, McCormack, Meyer, Moss, Nelstead, Rigg, Sample, Pappin, Parker, Pauly, Sullivan, Vollmer, Waite, Watson (Missoula), Willard, Wilson. Total 23.

H. B. No. 222, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Curran, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Porter, Quamme, Rep-

logle, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waring, Watson (Meagher), Woodcock, Mr. Speaker. Total 73.

Noes: Dougherty, Haight. Total 2.

Absent and Not Voting: Adair, Arnold (Rosebud), Darlinton, Benjamin, Cole, Cranston, Green, Hamilton (Phillips), Hanson, Knight, Martin, McCormack, Meyer, Moss, Nelstead, Pappin, Parker, Pauly, Rigg, Salverds, Sullivan, Vollmer, Waite, Watson (Missoula), Willard, Wilson. Total 26.

Committee on Printing reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bill correctly printed: House Bill No. 243.

NYQUIST, Chairman.

Report adopted.

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Lillis: A Bill for an Act entitled: "An Act defining the title conveyed by tax deed."

By Dougherty by request: A Bill for an Act entitled: "An Act to provide for the inspection and analysis of commercial feeding stuffs and to regulate the sale thereof in the state of Montana; to define the term commercial feeding stuffs; to provide for guarantees of the ingredients of commercial feeding stuffs and affixing labels to the packages thereof; to prohibit the sale of fraudulent or adulterated commercial feeding stuffs; to fix the penalties for the violation of the provisions of the Act."

By Nyquist, by request: A Bill for an Act entitled: "An Act to amend Section 7472 of the Revised Codes of Montana of 1921, relating to when a contract for benefit of third person or persons, whether the promise therein be expressed or implied, may be enforced, and providing a rescission shall not affect rights accruing prior thereto."

By Nyquist and Hanson: A Bill for an Act entitled: "An Act to amend Section 1024 of the Revised Codes of Montana of 1921, as amended by Chapter 138 of the Laws of the Twentieth Legislative Assembly of the State of Montana of 1927, relating to the manner of creating new school districts; providing the number of census children and the taxable valuation of the district and the number of census children and the taxable valuation of property remaining in the old district; providing that after the petition has been acted upon, another such petition shall not be presented or acted upon for a period of two years; and providing for appeals."

By Waring, Stewart, Graff: A Bill for an Act entitled: "An Act providing for the consolidation of two or more adjoining counties; prescribing the procedure thereof; method of determination of name of new county and county seat; disposal of indebtedness and property of each of the consolidated counties and providing for election of county officers."

Moved by Leavitt that House adjourn until Saturday, February 7, 1931, at 10:00 a. m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-FOURTH DAY

House of Representatives,
Helena, Montana, February 7, 1931.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Knight, McCormack, Parker, Ross, Sample, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 33d legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 173, 180, 201, 202, 210, 228 and 234.

NELSTEAD, Vice-Chairman.

Report adopted.

Committee on Printing reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 7, 152, 178, 179, 227, 235, 237, 194, 197, 212, 213, 217, 254.

NYQUIST, Chairman.

Report adopted.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Schilling: A Bill for an Act entitled: "An Act to promote the safety of employees and travelers on common carriers by requiring qualifications of section or track men acting as flag men outside of yard limits; and providing regulations relative thereto; and providing a penalty for the violation thereof."

By Moss: A Bill for an Act entitled: "An Act to license gasoline dealers engaged in business in the State of Montana; requiring such dealers to file with the State Board of Equalization a bond conditioned upon the payment of gasoline license taxes; providing for revocation of licenses, and making violations of the provisions of this Act a misdemeanor."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 127, a Bill for an Act entitled: "An Act to amend Section 1545 of the Revised Codes of Montana of 1921, providing for the monthly payment to the Montana Soldiers' Home by members and inmates receiving a pension or compensation from the United States Government, for the purpose of establishing a burial and welfare fund and providing for the disposition thereof, and for expulsion in case of non-payment," respectfully report as follows: That House Bill No. 127 do not pass.

KRUSE, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 118, a Bill for an Act entitled: "An Act relating to the open season for elk in certain portions of Teton and

Lewis and Clark counties, State of Montana, providing for the powers and duties of the Montana State Fish and Game Commission relative to the provisions of this Act, making the violation of this Act a misdemeanor and providing a penalty for such violation," respectfully report as follows: That House Bill No. 118 do not pass.

ARNOLD (Stillwater), Chairman.

On motion of Arnold of Stillwater, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 143, a Bill for an Act entitled: "An Act to amend Section 3703 of the Revised Codes of Montana, 1921, as amended by Chapter 59, Laws of the Twentieth Legislative Assembly, State of Montana, 1927, relating to closed season and bag limits on migratory game birds, and authorizing the Fish and Game Commission to make such changes as shall be necessary to conform to the regulations of the United States Department of Agriculture pertaining to migratory birds named herein," respectfully report as follows: That H. B. No. 143 do not pass.

ARNOLD (Stillwater), Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 171, introduced by Lillis, a Bill for an Act entitled: "An Act amending Section 7327 of the Revised Codes of Montana, 1921, as amended by Chapter 169 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, so that the commissioners of drain and drainage districts may, in their annual reports, make the necessary assessments to pay for emergency work and necessary repairs during the preceding year and to pay outstanding indebtedness of the drainage district; to amend Chapter 39, Part IV of the Civil Code of Montana, 1921, by adding thereto new sections to be known as, and numbered, Sections 7364B, 7364C, 7364D, 7364E, and 7364F, so as to make all of the drainage laws of Montana applicable to drain districts organized under any drainage law of the State of Montana enacted prior to the passage and approval of said Chapter 39; conferring upon the commissioners of such drain districts all of the power and authority now conferred upon the commissioners of drainage districts organized under and pursuant to said Chapter 39 and the amendments and additions thereto; authorizing all drain and drainage districts organized under any drainage law of Montana to file a petition in the proper district court for leave to make alterations in and additions to the drainage system of any such drain or drainage districts, the costs of which shall be apportioned in accordance with the last assessment roll of such drain districts or the last assessments of such drainage districts conferred by the courts; and providing for hearing thereon, the giving of notice of such hearing, the granting, modification or dismissal of such petition and the confirmation or modification of the proposed assessments by the court," respectfully report as follows: That H. B. No. 171 do pass.

LILLIS, Chairman.

On motion by Lillis, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 203, a Bill for an Act entitled: "An Act to amend Section 5766 Revised Codes Montana 1921, relating to the period of residence required to entitle plaintiff to divorce," respectfully report as follows: That H. B. No. 203 be amended as follows: That Section 1 be amended to read as follows: "Section 1. That Section 5766 of the Revised Codes of Montana, 1921, be, and the same is hereby amended to read as follows: Section 5766. Period of residence required to entitle plaintiff to divorce. No action for divorce shall be commenced unless the plaintiff has been a resident of the state for thirty (30) days next preceding the commencement of the action and a divorce must not be granted unless the plaintiff has been a resident of the state for three (3) months

next preceding the hearing of the action on its merits," and that when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 172, introduced by Lillis by request, a Bill for an Act entitled: "An Act to amend Section 7345 of the Revised Codes of Montana, 1921, relating to the letting of contracts and advertisements for bids in the matter of drainage district," respectfully report as follows: That H. B. No. 172 do not pass.

LILLIS, Chairman.

On motion by Lillis, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 230, a Bill for an Act entitled: "An Act to amend Section 9130 of the Revised Codes of Montana of 1921, providing for what causes of action may be joined in one complaint," respectfully report as follows: That H. B. No. 230 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 236, a Bill for an Act entitled: "An Act to amend Section 10307 of the Revised Codes of Montana of 1921, providing for the order in which debts of an estate must be paid, and limiting certain debts," respectfully report as follows: That H. B. No. 236 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration H. B. No. 168, a Bill for an Act entitled: "An Act to amend Sections 1088, 1089, 1090, 1091, 1092, 1094, 1095, 1098, 1099, 1101, 1102, Revised Codes 1921, as amended by Chapter 131 of the Session Laws of 1923, relating to granting of teachers' certificates, qualification to teach, state and county examinations, and repealing Section 1093 and Section 1103 Revised Codes of 1921, as amended by Chapter 131 Laws of 1923," respectfully report as follows: That H. B. No. 168 do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

On request by Leavitt unanimous consent was granted to the Committee on Banks and Banking extending the time in which to report on H. B. No. 183 until February 11, 1931.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, February 6, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 112, by Willard, was this day read three several times and concurred in as amended, title agreed to and same is herewith returned to the House. Senate Committee on Counties and Towns—amendment: Amend by inserting in line 13 of the original bill after the word "by" the following: "the owners of fifty (50) per cent, or more, of the area included within the proposed district and who constitute."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 6, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the

House for concurrence: S. B. No. 19, by Shelver; Sub. for S. B. No. 10, by Committee on Taxation; S. J. M. No. 1, by Pauline; S. J. M. No. 2, by Husband, McCormick, Thien, Burr, Fenton, and recommended by Stout of Fergus.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Helena, February 6, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Roads and Highways this day reported as follows, report adopted: That S. B. No. 55 do not pass, but that Substitute for S. B. No. 55, by Committee on Roads and Highways, do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 6, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows: That consideration of Sub. for S. B. No. 23 and 26 be passed for the day. That consideration of Sub. for S. B. No. 11 be passed for the day. That H. B. No. 83 be concurred in. That H. B. No. 84 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 6, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Husband and Fenton: A Bill for an Act entitled: "An Act to amend Sections 8812 and 8813 of the Revised Codes of Montana of 1921, as amended by Chapter 91 of the Laws of the Twenty-first Legislative Session of 1929, relating to Judicial Districts, enumerating the counties thereof and the number of Judges therein."

By Page: A Bill for an Act entitled: "An Act to amend Section 3731 of the Revised Codes of Montana, as amended by Chapter 77, Laws of the Eighteenth Legislative Assembly of 1923, relating to permits for shipments of skins of furbearing animals."

By Burr and Page: A Bill for an Act entitled: "An Act prohibiting the sale within the State of Montana of any product manufactured outside of the State of Montana on any terms except cash, and providing penalty for violation thereof."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 6, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 66, Introduced by Committee on Sanitary Affairs. A Bill for an Act entitled: "An Act authorizing the State Board of Health to appoint as deputy state health officers such physicians employed by the Indian bureau of the department of the Interior as necessary in enforcing state sanitary regulations on Indian reservations in Montana, said physi-

cians to serve without pay from the State." Referred to Committee on Sanitary Affairs.

S. B. No. 67, Introduced by Committee on Sanitary Affairs. A Bill for an Act entitled: "An Act to amend Section 2597 of the Revised Codes of Montana 1921, making it unlawful to manufacture, sell or possess, any beverage or article of food containing saccharin and providing exceptions and penalties therefor." Referred to Committee on Sanitary Affairs.

S. B. No. 68, Introduced by Committee on Sanitary Affairs. A Bill for an Act entitled: "An Act to amend Section 2479 of the Revised Codes of Montana of 1921, relating to the duty of physicians and others to report certain diseases." Referred to Committee on Sanitary Affairs.

S. B. No. 69, Introduced by Committee on Sanitary Affairs. A Bill for an Act entitled: "An Act to amend Section 2476 of the Revised Codes of Montana of 1921, relating to the duties of local and county health officers." Referred to Committee on Sanitary Affairs.

S. B. No. 70, Introduced by Garber. A Bill for an Act entitled: "An Act to provide for the Torrens Land Title System." Referred to Judiciary Committee.

S. B. No. 71, Introduced by Holt, by request. A Bill for an Act entitled: "An Act to amend Section 177 Revised Codes of Montana 1921, relating to the allotment of forest reserve funds apportioned to the counties." Referred to Committee on Counties and Towns.

S. B. No. 72, Introduced by Committee on Finance and Claims. A Bill for an Act entitled: "An Act to create a fund to be known as the 'University Millage Fund', and providing that all income to be derived from any increased rate of taxation on real and personal property authorized in referendum measure number thirty-four, shall be placed in said university millage fund, and providing for payment of moneys from said university millage fund." Referred to Committee on Finance and Claims.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 6, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Standing Committees this day reported as follows, reports adopted:

Committee on Roads and Highways, recommend that S. B. No. 61 do pass.

Committee on Roads and Highways, recommend that S. B. No. 58 do pass.

Committee on Banks and Banking, recommend that S. B. No. 38 do pass.

Committee on Banks and Banking, recommend that S. B. No. 37 do pass.

Committee on Banks and Banking, recommend that S. B. No. 41 do pass.

Committee on Banks and Banking, recommend that S. B. No. 42 do pass.

Committee on Insurance, recommend that H. B. No. 111 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 6, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That Sub. for Senate Bills Nos. 23 and 26 be amended in Section 1 of the printed bill by adding, at the end of said Section, to be known as Paragraph 30, the following:

30. To lease and demise county buildings, equipment, furniture and fixtures, for hospital purposes, with full power of lessor, except as herein-after limited, upon such terms and conditions as the Board shall decide upon. The rentals received under such lease or leases shall be paid into the general fund of the county.

No such lease and demise shall be made for a longer period than five years, nor shall said Board enter into a contract of lease without and until first having advertised in a newspaper published in the county at least once a week for five weeks that the said buildings and equipment are for lease for hospital purposes.

That bill be further amended in Section 1 by striking out in line 143 of the printed bill the words, "taxpaying freeholders", and inserting in lieu thereof the words, "a majority of taxpayers", and as so amended, recommend bill do pass.

That H. B. No. 121 be concurred in.

That H. B. No. 122 be concurred in.

That H. B. No. 134 be concurred in.

That consideration of H. B. No. 132 be passed.

That consideration of Sub. for H. B. No. 63 be passed.

That H. B. No. 50 be amended in Section 1, by inserting after the word "Counties" on line 26 of page 2 of the printed bill, the words, "or parts of counties"; and as so amended, recommend same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that consideration of H. B. No. 170 be made a special order of business for February 9, 1931 at 2:30 p. m. Motion seconded and carried.

Moved by Leavitt that consideration of H. B. No. 86 be made a special order of business for February 10, 1931, at 2:30 p. m. Motion seconded and carried.

Leavitt moved that the House Committee on Enrolling be authorized and it is hereby directed to correct House Bill No. 68 by inserting after the enacting clause the following: "Section 1. That Chapter 91 of the Session Laws of the Eighteenth Legislative Assembly be, and the same is hereby amended to read as follows:" motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second time, and referred to Committees:

H. B. No. 278, by Meyer: A Bill for an Act entitled: "An Act to amend Section 9138 of the Revised Codes of Montana of 1921, defining counter claim and what causes of action against the plaintiff may be set up therein." Committee on Judiciary.

H. B. No. 279, by Meyer: A Bill for an Act entitled: "An Act relating to civil actions in justice courts, and to simplify the practice." Committee on Judiciary.

H. B. No. 280, by Morris: A Bill for an Act entitled: "An Act to prohibit nepotism and prescribing the penalties therefor." Committee on Judiciary.

H. B. No. 281, by Roll, by request: A Bill for an Act entitled: "An Act amending Section 1016 of the Revised Codes of Montana of 1921, pro-

iding school trustees shall not be interested in letting contracts and furnishing supplies for their school and providing school contracts involving even hundred fifty (\$750.00) or more, must be advertised before bids are et and reserving the right in the board to reject any and all bids." Committee on Education.

H. B. No. 282, by Roll, by request: A Bill for an Act entitled: "An Act to amend Section 1052 of the Revised Codes of Montana of 1921, relating to the report of expenditures of school districts; providing clerk of district annually make a detailed statement of moneys expended, and detailed and itemized statement of all moneys expended where expenditures are less than five thousand dollars (\$5,000.00); providing for the posting and filing of the same." Committee on Education.

H. B. No. 283, by Waring, Stewart, and Graff: A Bill for an Act entitled: "An Act providing for the consolidation of two or more adjoining counties; prescribing the procedure thereof; method of determination of name of new county and county seat; disposal of indebtedness and property of each of the consolidated counties and providing for election of county officers." Committee on Townships and Counties.

H. B. No. 284, by Waring, by request: A Bill for an Act entitled: "An Act to amend Sections 6170, 6171, 6173 and 6183 of the Revised Codes of Montana of 1921, relating to mutual hail insurance; mutual fire, lightning, and other casualty insurance of farm property and livestock; rural school houses, churches and contents therein." Committee on Insurance.

H. B. No. 285, by Southmayd: A Bill for an Act entitled: "An Act providing for an annual license tax to be paid by every person practicing medicine or surgery in this state; providing for the disposition of the funds so received; and providing a penalty for the violation of this Act." Committee on Public Health and Sanitary Affairs.

H. B. No. 286, by Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Section 3386 of the Revised Codes of Montana of 1921, relative to the trespass of animals in herd districts, and prescribing penalties." Committee on Agriculture.

H. B. No. 287, by Nyquist, by request: A Bill for an Act entitled: "An Act to amend Section 7472 of the Revised Codes of Montana of 1921, relating to when a contract for benefit of third person or persons, whether the promise therein be expressed or implied, may be enforced, and providing a rescission shall not affect rights accruing prior thereto." Committee on Judiciary.

H. B. No. 288, by Leavitt: A Bill for an Act entitled: "An Act to amend Sections 10269 and 10270 of the Revised Codes of Montana 1921, relating to petition for executor or administrator to make conveyance to complete contracts for sale of real estate; providing for the appointment of time and place for hearing the petition; and providing the giving of notice thereof and proof of the same; and providing a method for interested parties to contest." Committee on Judiciary.

H. B. No. 289, by Nyquist and Hanson: A Bill for an Act entitled: "An Act to amend Section 1024 of the Revised Codes of Montana of 1921, as amended by Chapter 138 of the Laws of the Twentieth Legislative Assembly of the State of Montana of 1927, relating to the manner of creating new school districts; providing the number of census children and the taxable valuation of the district and the number of census children and the taxable valuation of property remaining in the old district; providing that after the petition has been acted upon, another such petition shall not be presented or acted upon for a period of two years; and providing for appeals." Committee on Education.

H. B. No. 290, by Dougherty, by request: A Bill for an Act entitled: "An Act to provide for the inspection and analysis of commercial feeding stuffs and to regulate the sale thereof in the State of Montana; to define the term commercial feeding stuffs; to provide for guarantees of the ingredients of commercial feeding stuffs and affixing labels to the packages thereof; to prohibit the sale of fraudulent or adulterated commercial feed-

ing stuffs; to fix the penalties for the violation of the provisions of the Act." Committee on Dairying.

S. B. No. 19, by Shelver: A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana and Chapter 124 of the Eighteenth Legislative Assembly, amending said Section 443 and Chapter 124 of the Eighteenth Legislative Assembly relating to the allowance of traveling or other expenses of state, county, city or school district officers or employees." Referred to Committee on Education.

Sub. S. B. No. 10, by Committee on Taxation: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 140 of the Laws of the 20th Legislative Assembly of the State of Montana relating to the assessment and taxation of royalty and royalty interest in the mineral production of any quartz vein or lode or placer mining claim or any mine whatsoever containing gold, silver, copper, lead, petroleum or other valuable minerals or minerals deposit." Referred to Committee on Revenue and Taxation.

S. J. M. No. 1, by Pauline: "Memorial to the Congress of the United States, to enact stringent and immediate legislation prohibiting immigration to the United States for a period of five years, and preventing discrimination in favor of aliens, thereby protecting the welfare and interests of the people of this country." Referred to Committee on Federal Relations.

Senate Joint Resolution No. 2

Introduced by Husband of Wheatland, McCormick of Musselshell, This of Golden Valley, Burr of Petroleum, Fenton of Rosebud and recommended by Tom Stout of Fergus.

WHEREAS, the shortage of water of the Musselshell River is a vital necessity to the stabilization of agriculture and the livestock industry, the Musselshell River Basin, and is highly important from a flood control and water utilization standpoint, both statewide and national; and of great importance to the health and general welfare of the citizens of a large area of Montana.

NOW, THEREFORE, be it resolved by the Senate of the State of Montana, the House of Representatives concurring, that the Congress of the United States be, and is hereby respectfully urged in accordance with the following report of the fact-finding committee of the Musselshell Basin Flood Control Association, to carry out the recommendation of the report.

Statement of Facts Concerning the Musselshell Valley Water Situation By the Musselshell Basin Flood Control Association

1. The Musselshell Basin consists of approximately 7,000 square miles having a population of about 50,000, most of which land is dry land and adaptable to production of feed, grazing and livestock raising industry.
2. Of these 7,000 square miles, between fifty and sixty thousand acres are under ditch at the present time.
3. The water supply is very inadequate for the amount of land under ditch due to the irregular flow of the river.
4. The supply varies from 50% of enough water for all land under irrigation to no water at all, depending upon the season and location.
5. The stream flow records covering a period of twenty-five years show conclusively that there is sufficient water and sufficient storage facilities to adequately supply the entire acreage now under ditch with an adequate water supply.
6. Stream flow records also prove that increased acreage in the form of hay land could be placed under irrigation with the present irrigation equipment.
7. The serious lack of irrigation water is due to the fact that the Musselshell river and its tributaries run off early in the year and the remainder of the year most of the area of the basin remains dry or nearly dry during irrigation season.

8. The limited water supply limits the feed supply, limits the amount of area that can profitably be used for grazing, and limits materially the agricultural income of the Musselshell Basin. This applies to individual farms along the valley and grazing land adjoining and tributary to the streams.

9. Practically all the land under ditch, which does not have a dependable or adequate water supply, is hay land and stock feed land.

10. This condition of limited water supply is becoming more acute and serious each year in the lower portion of the valley. This is due in part to a more extensive utilization of water in the upper portion of the valley.

11. The irregular water situation caused from lack of storage and the utilization of more water in the upper portion of the valley, has caused a large abandonment of irrigation and a consequent neglect of ditches in the lower end of the basin.

12. The irregular and uncertain water supply has caused a very unstable situation so far as land values and crop production are concerned.

13. It is estimated that the average annual loss to the stock industry of the Musselshell Basin, due to this situation, is approximately one million dollars annually.

14. In many years the water supply in a large portion of the basin is not even adequate for the watering of stock. This was notably true in the years 1919, 1926, 1929 and 1930.

15. The flood loss to property, including land, irrigation, ditches, dams, roads, railroads, mines, stock, buildings and other property has been known to reach as high as a million and a half or two million dollars in a single year.

16. The water supply of some of the cities and towns along the Musselshell has been seriously impaired due to the lack of water supply of the Musselshell River.

17. The sewage disposal problem has been serious due to the lack of water in the river, causing danger of epidemics to both human and animal life.

18. The furnishing of an ample water supply would not increase the wheat or cereal acreage for the cash market, but would have a tendency to decrease it in that dependable feed crops could be raised from year to year for the benefit of stock and dairy interests in that region, thus making a more proper utilization of the land in the Musselshell Valley and adjacent territories.

19. Under existing water right laws, there are no means of readily determining the existing water rights on the Musselshell and its tributaries except by full adjudication of those rights in court. Such adjudication entails very great expense which might not be justified under the conditions now existing and the fluctuating water supply which is now prevalent.

20. Records of original filing of water rights have little value in determining the actual status of bona fide rights.

21. An adjudication of water in the Musselshell River would entail an expense of not less than \$50,000.00, and would require a long period of time and would not increase the water supply. It would, however, require a number of water commissioners, which would involve a definite annual expense, and would undoubtedly cause friction among the farmers and stockmen of the valley.

22. In contrast with this situation run off records show that with the known available storage facilities, there is sufficient water for all of the land now under irrigation in the entire valley under ditch.

23. In addition thereto, the storage capacity is sufficiently large to equalize the water flow between seasons. In addition thereto, from all

available information considering the acreage involved, the naturalness of the storage sites, the expense of storing water is considered practical.

24. According to those who have made an investigation of the situation, a storage program is considered sound on the following basis:

- a. Relief from flood damage to property.
- b. Drought relief.
- c. Stabilization of agriculture.
- d. Stabilization of land values.
- e. Proper and sound land utilization.
- f. A health and sanitary condition favorable to both human life and livestock, affecting an area of 7,000 square miles of grazing land and 50,000 or 60,000 acres of irrigated land.

25. A water storage program for the Musselshell Basin would have definite part and be a definite factor in:

First—A national water utilization program.

Second—A national flood control program, and

Third—A national river navigation program.

26. That should the reports of the above survey find a water storage program practical from a navigation, flood control or water utilization standpoint, that appropriate plans and federal appropriations be made for carrying out said program in the Musselshell Basin.

27. Plan of Action:

1. The Musselshell Basin Flood Control Association commends the work of the United States government through the corps of engineers in the study being made of proper utilization of our water resources. It urges the cooperation of the states in any proper way with this work. It respectfully urges that the reports of this study to the Congress be made public as soon as possible.

2. Requests that detailed economic and engineering survey be made either by the War Department or the Reclamation Service, believing that the previous reclamation report made in 1902 and 1903 is out of date and based on information that has changed since that date and would be of but little value to the situation as it stands today.

Note—No plan of action or construction has as yet been made or recommended. It is believed, however, that such a project would be of vital interest and value, not only to the basin, but to the state and national government as well, and every effort should be made to try to get a storage construction program provided by the National Government, depending entirely upon the report of the army engineers and the engineering and economic survey that will necessarily have to be made prior to any activities along this line.

The Musselshell Valley Flood Control Association consists of the livestock farming and business interests of the valley, who are supporting a water storage program.

E. H. DOLE, President, Winnecook, Mont.

J. A. LIGGETT, Secretary, Roundup, Mont.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 187 and 22

GREEN, Chairman.

Report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Dunn of Gallatin in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 189, 120, 73, 177, 243, Senate Amendments to H. B. No. 112, respectfully report as follows: Recommend that Consideration of H. B. No. 189 be passed for the day; consideration of H. B. No. 20, be passed temporarily; consideration of H. B. No. 73 be passed for the day; consideration of H. B. No. 177 be passed for the day; consideration of H. B. No. 243, be passed temporarily. Recommend that Senate amendments to H. B. No. 112 be concurred in.

DUNN, Chairman.

On motion by Dunn, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Gordon that the House request the Honorable Senate to return H. B. No. 133. Motion seconded and carried. So ordered by Speaker.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 54.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign H. B. No. 54, and hereupon signed the same.

THIRD READING OF HOUSE BILLS

H. B. No. 173, introduced by Schilling, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Salverds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Adair, Benjamin, Hamilton (Phillips), Haverfield, Knight, McCormack, Moss, Murphy, Parker, Ross, Sample, Willard. Total 12.

H. B. No. 180, introduced by Leavitt by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Hodgskis, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter,

Quamme, Replogle, Rigg, Roll, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Adair, Benjamin, Dougherty, Hamilton (Phillips), Haverfield, Henderson, Knight, Lewis, McCormack, Mos Murphy, Parker, Rolph, Ross, Sample. Total 15.

H. B. No. 201, introduced by Willard, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dun Ekegren, Erickson, Freed, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Logan, Manning, Mason, McFarland, Merriman, Metlen, Miller, Murphy, Nelstead, Nyquist, O'Day, Pappin, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Stewart, Swope, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 77.

Noes: Casey, Cooney, Finlen, Goodwin, Gordon, Leavitt, Martin, McDermott, Meyer, Minnick, Morris, Moss, O'Connell, Pauly, Porter, Spangler, Sullivan, Tinsley, Woodcock. Total 19.

Absent and not voting: Adair, Benjamin, Fairgrieve, Hamilton (Phillips), Henderson, Knight, Lillis, McCormack, Parker, Ross, Sample, Troy. Total 12.

The Speaker gave notice that he was about to sign S. J. M. No. 4 and thereupon signed the same.

Moved by Leavitt that the House recess until 11:30 a.m. Motion seconded and carried.

HOUSE RESUMED

House resumed pursuant to recess, at 11:30 a.m.

Mr. Speaker in the chair.

THIRD READING OF HOUSE BILLS (Continued)

H. B. No. 202, introduced by Willard and Watson (Missoula), having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Hamilton (Musselshell), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Manning, Martin, Mason, McDermott, McFarland, Merriman, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Replogle, Rigg, Roll, Rolph, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Blewett, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Benjamin, Green, Haight, Hamilton (Phillips), Henderson, Knight, Lillis, Logan, McCormack, Metlen, Meyer, Parker, Quamme, Ross, Sample. Total 15.

H. B. No. 210, introduced by Watson (Meagher), having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Kegren, Erickson, Finlen, Grabow, Graff, Green, Hagestad, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ryder, Salyerds, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Waring, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 75.

Noes: Blewett, Cooney, Cranston, Fairgrieve, Freed, Goodwin, Gordon, Hamilton (Musselshell), Lewis, Metlen, Rolph, Sheffer, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Wilson. Total 17.

Absent and not voting: Benjamin, Haight, Hamilton (Phillips), Knight, McCormack, Meyer, Parker, Ross, Sample. Total 9.

H. B. No. 228, introduced by Committee on Insurance, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Kegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Salyerds, Schilling, Shannon, Sheffer, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R.; Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: Southmayd. Total 1.

Absent and not voting: Arnold (Rosebud), Bechtel, Benjamin, Hamilton (Phillips), Knight, McCormack, Meyer, Moss, Parker, Ross Sample, Spangler, Troy. Total 13.

H. B. No. 234, introduced by Committee on Insurance, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Kegren, Erickson, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Salyerds, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Arnold (Rosebud), Bechtel, Benjamin, Fairgrieve, Finlen, Green, Hamilton (Phillips), Knight, McCormack, Meyer, Moss, Parker, Ross, Sample, Shannon, Troy. Total 16.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. No. 154.

Report adopted.

NELSTEAD, Vice-Chairman.

House reverted to Order of Business No. 5.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Governor:

State of Montana, Office of the Governor
Helena, February 7, 1931.

The Speaker, House of Representatives,
Helena.

I have the honor to advise you that I have this day approved the following House Measures: H. B. No. 76, Relating to transfer of money from the Attorney's License Tax Fund; H. B. No. 80, Deficiency appropriation for District Judge's Expense; H. B. No. 60, Appropriation to pay claim of Catharine Crossland Smith; H. B. No. 81, Deficiency appropriation for transportation of prisoners; H. B. No. 106, Relating to transfer of money in State Examiner's Fund to General Fund.

J. E. ERICKSON, Governor.

Moved by Leavitt that the House recess until 1:30 p.m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 1:30 p.m., pursuant to recess.

Mr. Speaker in the chair.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. Nos. 193-195.

NYQUIST, Chairman.

Report adopted.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Vollmer: A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Mose Vanina in reimbursement for barn condemned by Montana Livestock Sanitary Board."

By Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 7726 of the Revised Codes of Montana of 1921, providing for the payment of any rate of interest not exceeding 10% and what may be agreed upon; what is unlawful and providing a penalty therefor."

By Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 7727 of the Revised Codes of Montana of 1921, provided for what would constitute usury and the penalty thereof."

By Meyer: A Bill for an Act entitled: "An Act providing for the taxation of chain stores, hotels, theatres, and all business organized for profits in the State of Montana."

By Committee on Libraries: A Bill for an Act entitled: "An Act to appropriate money for the carrying out of the operations of the Montana State Library Extension Commission for the period beginning July 1, 1931, and ending June 30, 1933."

By Goodwin and Meyer: A Bill for an Act entitled: "An Act amending Sections 9256 and 9257 of the Revised Codes of Montana of 1921, relating to the attachment of property."

By Nelstead, by request: A Bill for an Act entitled: "An Act to amend Section 2357 of the 1921 Revised Codes of Montana, as amended by Section 1 of Chapter 127 of the Laws of 1925, requiring persons engaged in the business of producing, manufacturing, or importing cement and gypsum, and products of either, to pay to the State of Montana license tax for engaging in such business, fixing the amount of such license tax and defining the term 'import'."

By Nelstead, by request: A Bill for an Act entitled: "An Act to amend Section 2101 of the Revised Codes of 1921 of the State of Montana as amended by Section 2 of Chapter 185 of the Laws of 1925, relating to the taxation of the property of freight line companies doing business in Montana and providing for the classification thereof for taxation purposes."

By Nelstead, by request: A Bill for an Act entitled: "An Act to amend Sections 2323 and 2334 of the 1921 Revised Codes of Montana providing for the determination by the State Board of Equalization of the amount of coal mine and coal dealers' license taxes due the state upon the failure of such persons to make report and pay the taxes due the state, providing for a penalty and interest for failure to make reports or pay the taxes due and providing for action at law to collect the same."

By Hodgskiss, Ross, Henderson: A Bill for an Act entitled: "An Act creating a State Board of Agricultural Examiners, defining the duties of such board; providing for the licensing of all persons, co-partnerships and corporations engaging or seeking to engage in agriculture; defining the words 'farmer' and 'agriculture'; making an appropriation to carry out the provision of this Act, and repealing all Acts or parts of Acts in conflict herewith."

By Hanson, by request: A Bill for an Act entitled: "An Act to amend Section 691 of the Revised Codes of Montana of 1921, relating to the form, color, size, and uniformity of ballot."

By Committee on Insurance: A Bill for an Act entitled: "An Act to amend Sections 4027 and 4028 of the Revised Codes of Montana of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Sections 4029, 4032, 4033, 4037 and 4038 of the Revised Codes of Montana of 1921, and Section 4040 of the Revised Codes of Montana of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Section 4043 of the Revised Codes of Montana of 1921, and Section 4050 of the Revised Codes of Montana of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Sections 4051, 4052 and 4053 of the Revised Codes of Montana of 1921, defining investment companies and securities and prescribing regulations thereof; providing for the registration of agents of investment companies and granting permits to do business and prescribing fees to be paid by investment companies and stockbrokers and agents thereof, and prescribing the duties of the investment commissioner."

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 68.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice that he was about to sign H. B. No. 68, and thereupon signed the same.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration Senate Joint Memorial No. 1, introduced by Pauline, entitled: "Memorial to the Congress of the United States, to enact stringent and immediate legislation prohibiting immigration to the United States for a period of five years and preventing discrimination in favor of aliens, thereby protecting the welfare and interests of the people of this country", respectfully report as follows: That Senate Joint Memorial No. 1 be concurred in.

HAVERFIELD, Chairman.

On motion by Haverfield, report adopted.

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration Senate Joint Resolution No. 2, introduced by Husband

of Wheatland, McCormick of Musselshell, Thien of Golden Valley, Burr of Petroleum, Fenton of Rosebud, and Recommended by Tom Stout of Fergus, entitled:

WHEREAS, the storage of water of the Musselshell River is a vital necessity to the stabilization of agriculture and the livestock industry, in the Musselshell River basin, and is highly important from a flood control and water utilization standpoint both statewide and national; and of great importance to the health and general welfare of the citizens of a large area of Montana,

NOW, THEREFOR, be it resolved by the Senate of the State of Montana, the House of Representatives concurring, that the Congress of the United States be, and is hereby respectfully urged in accordance with the following report of the fact finding committee of the Musselshell Basin Flood Control Association, to carry out the recommendation of the report, respectfully report as follows: That Senate Joint Resolution No. 2, be concurred in.

HAVERFIELD, Chairman.

On motion by Haverfield, report adopted.

Mr. Speaker: We, your Committee on Petroleum, Oil & Gas, having had under consideration Senate Joint Memorial No. 3, introduced by Gilboe, "A Joint Resolution memorializing Congress to enact a tariff on oil and its refined products, and to provide further relief for the oil industry", respectfully report as follows: That Senate Joint Memorial No. 3 be concurred in.

QUAMME, Chairman.

On motion by Leavitt, report adopted.

Mr. Speaker: We, your Committee on Petroleum, Oil & Gas, having had under consideration House Joint Resolution No. 4, in regard to Montana being discriminated against in the matter of freight rates on gasoline and other petroleum products; and it is resolved that the Interstate Commerce Commission be requested to fully investigate same", Respectfully report as follows: That House Joint Resolution No. 4 do pass.

QUAMME, Chairman.

On motion by Leavitt, report adopted.

Mr. Speaker: We, your Committee on Public Health & Sanitary Affairs, having had under consideration House Bill No. 285, introduced by Southmayd, "An Act providing for an annual license tax to be paid by every person practicing medicine or surgery in this state; providing for the disposition of the funds so received; and providing a penalty for the violation of this Act", respectfully report as follows: That House Bill No. 285 do pass.

SHEFFER, Chairman.

On motion by Sheffer, report adopted.

Mr. Speaker: We, your Committee on State Boards & Officers, having had under consideration House Bill No. 192, A Bill for an Act entitled: "An Act to amend Section 4288 of the Revised Codes of Montana, 1921, relating to the recording of trade marks and fees therefor", respectfully report as follows: That House Bill No. 192 do pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 256, A Bill for an Act entitled: "An Act to amend Section 202 of the Revised Codes of Montana of 1921 relating to the appointment of assistant attorneys-general and their salaries", respectfully report as follows: That House Bill No. 256 do not pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on Horticulture, having had under consideration Substitute House Bill No. 98, a Bill for an Act entitled: "An Act defining, licensing and regulating dealers at wholesale as herein defined; defining the words "produce", "person", "commissioner", and "place of business"; outlining the procedure to obtain a license; providing for the date of expiration of licenses, the amount and the posting thereof; fixing the amount of bonds and defining the conditions thereof; providing for filing of commission schedules, the keeping of records and the report to shippers by dealers; providing for appeals from actions of the commissioner and how appeals may be taken; providing for handling money received from license fees; imposing certain duties and conferring certain powers upon the Commissioner of Agriculture and prescribing penalties for the violation of this Act", respectfully report as follows: That Substitute House Bill No. 98 be amended as follows: Amend Section 1, by inserting in line 8, after the word "section" the words "provided further that the provisions of this Act shall not apply to dealers at retail". Amend Section 3, by striking out in line 3, after the word "products" the word "and", and striking out after the word "livestock" the words "other than veal", and inserting a "comma" after the word "Products", and a "comma" after the word "livestock", and inserting after the word "livestock", the words "poultry and poultry products". Amend Section 4, by striking out in line 26, the words and figures "One Hundred Dollars (\$100.00), after the words "Shall be" and inserting in lieu thereof the words and figures "Fifty Dollars (\$50.00). And as amended, do pass and be referred to General Orders without re-printing.

ROLL, Chairman.

On motion by Roll, report adopted.

MOTIONS AND RESOLUTIONS

Fairgrieve moved that the Chief Clerk be instructed to have a sufficient number of copies of Senate amendments to House bills made for the convenience of members. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was introduced, read first and second times, and referred to committee.

H. B. No. 291, by Committee on Military Affairs: A Bill for an Act entitled: "An Act to amend Section 1535 of the Revised Codes of Montana of 1921, relating to eligibility and qualifications for admission into a soldiers' home; and providing for the admission of persons who served with the United States Army in the campaign of 1890 and 1891 against the Sioux and Cheyenne Indians or other Indian campaigns within the boards of the State of Montana", referred to Committee on Military Affairs.

THIRD READING OF HOUSE BILLS

H. B. No. 187, introduced by Schilling, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Benjamin, Brown (Gallatin), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dunn, Erickson, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Leavitt, Lillis, Logan, Mason, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Nelstead, Nyquist, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ryder, Salyerds, Schilling, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland, Andrew, Vollmer, Waite, Waring, Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 66.

Noes: Blewett, Burrell, Fairgrieve, Freed, Hamilton (Musselshell), Haverfield, Kruse, Lewis, Manning, Martin, McDermott, Morris, O'Connell, Rolph, Shannon, Sullivan, Troy, Ueland, R. R., Wilson. Total 19.

Absent and not voting: Arnold (Rosebud), Bechtel, Brown (Cascade), Dellwo, Dougherty, Ekegren, Finlen, Green, Knight, McCormack, Meyer, Murphy, Parker, Ross, Sample, Watson (Meagher). Total 16.

H. B. No. 223, introduced by Committee on Agriculture by request; having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Green, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Moss, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Watson (Meagher), Willard, Wilson, Woodcock. Total 89.

Noes: None.

Absent and not voting: Arnold (Rosebud), Dougherty, Finlen, Knight, McCormack, Meyer, Murphy, Parker, Ross, Ryder, Sample, Mr. Speaker. Total 12.

Senate amendments to H. B. No. 112, introduced by Willard, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, Merriman, Miller, Morris, Moss, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 83.

Noes: None.

Absent and not voting: Arnold (Rosebud), Dougherty, Finlen, Haight, Knight, Kruse, McCormack, McFarland, Metlen, Meyer, Minnick, Murphy, Nelstead, Parker, Ross, Ryder, Sample, Mr. Speaker. Total 18.

H. B. No. 154, introduced by Ross and Rigg, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, Merriman, Metlen, Miller, Minnick, Morris, Moss, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 84.

Noes. Adair, Casey, Goodwin. Total 3.

Absent and not voting: Arnold (Rosebud), Dougherty, Haight, Knight, McCormack, McFarland, Meyer, Murphy, Parker. Rigg, Ross, Ryder, Sample, Mr. Speaker. Total 14.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Dunn of Gallatin in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 120, 243, Senate Joint Memorial No. 1, S. J. M. No. 3, S. J. R. No. 2, respectfully report as follows: Recommend that consideration of H. B. No. 120 be passed for the day. H. B. No. 243, be amended as follows: Amend Section 1 by adding on page 2, line 34, after the words "Board Fund" the following words: "such sums as may be necessary to be paid from the Livestock Sanitary Board Funds"; amend Section 1 by striking out in line 81 the words "Ten Thousand Four Hundred Forty Dollars" and figures (\$10,440.00)" and inserting in lieu thereof the words "Eleven Thousand Four Hundred Forty Dollars" and figures (\$11,440.00)." Amend Section 1 by striking out in line 106, page 4, the words "State Land Agent" and inserting in lieu thereof the words "Chief Field Agent"; Amend Section 1 by striking out in line 111, page 4, the words, "Land Agent" and inserting in lieu thereof the words "Chief Field Agent"; Amend Section 1, page 4, by inserting between lines 113 and 114 the following: "Fish and Game Commission—There is hereby appropriated for the use of the Fish and Game Commission all moneys accruing to the credit of the Fish and Game Fund and the Biological Fund to the extent necessary to meet claims lawfully payable from said funds.." Amend Section 1 by striking out in lines 124 and 125, page 4, the words and figures, "Six Thousand One Hundred Fifty Dollars (\$6,150.00) and inserting in lieu thereof the words and figures (For Salaries and Expenses) "Eight Thousand Dollars—\$8,000.00." Amend Section 1 under the heading "Apiculture Division" on page 5, by adding between lines 142 and 143 the words "From the General Fund." Amend Section 1 by inserting after line 166, page 5, the following words and figures: "Textbook Commission from the General Fund for expenses in connection with the Text Book Commission, Five Hundred Dollars—\$500.00." Amend Section 2 by striking out in line 81 the words "Ten Thousand Four Hundred Forty Dollars" and the figures "(\$10,440.00)" and inserting in lieu thereof the words "Eleven Thousand Four Hundred Forty Dollars" and the figures "(\$11,440.00)." Amend Section 2, by striking out in line 105, page 8, the words "State Land Agent" and inserting in lieu thereof the words "Chief Field Agent." Amend Section 2, by striking out in line 110, page 8, the words "Land Agent" and inserting in lieu thereof the words "Chief Field Agent." Amend Section 2 by striking out in lines 128 and 129, page 9, the words and figures "Six Thousand One Hundred Fifty Dollars (\$6,150.00) and inserting in lieu thereof the words and figures "For Salaries and Expenses Eight Thousand Dollars—\$8,000.00." amend Section 2 under heading "Apiculture Division" on page 9 by adding between lines 146 and 147 the words "From the General Fund"; that H. B. No. 243 as amended, do pass. S. J. M. No. 1, be concurred in. S. J. R. No. 2, be concurred in. S. J. M. No. 3, concurred in.

DUNN, Chairman.

On motion by Dunn, report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 61, A Bill for an Act entitled: "An Act appropriating money for the payment of claim of Andy Briscoe as compen-

sation or as pension due to injuries received while on duty in the service of the State of Montana as a private in the Service Company, 163rd, Infantry, Montana National Guard," respectfully report as follows: That House Bill No. 61 be amended as follows: By striking out in lines 9 and 10 on page 1, Section 1, the words and figures "One Thousand Two Hundred Dollars (\$1,200.00) and inserting in lieu thereof the words and figures "One Thousand Five Hundred Sixty Dollars (\$1,560.00)." And amend Section 2, by striking out in lines 24 and 25 on page 1, the words and figures "Fifty Dollars (\$50.00)" and inserting in lieu thereof the words and figures "Sixty-Five Dollars (\$65.00)." And as amended do pass and be referred to General Orders without reprinting.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Public Safety, having had under consideration House Bill No. 257, introduced by Adair, Merriman, Schilling and Replogle, A Bill for an Act entitled: "An Act relating to injuries occasioned by the negligent operation of motor vehicles, and relating to the liability of the owner of said vehicle thereof," respectfully report as follows: That House Bill No. 257 do not pass.

BURRELL, Chairman.

On motion by Burrell, report adopted.

THIRD READING OF SENATE BILLS

Moved by Leavitt that Senate Joint Memorials, 1 and 3 and Senate Joint Resolution No. 2, be read by title and history only. Motion seconded and carried.

S. J. M. No. 1, introduced by Pauline, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Manning, Martin, Mason, Merriman, Miller, Minnick, Morris, Nelstead, Nyquist, O'Connell, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Salyerds, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland, R. R.; Vollmer, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Bechtel, Darlinton, Dougherty, Finlen, Henderson, Knight, Lillis, Logan, McCormack, McDermott, McFarland, Metlen, Meyer, Moss, Murphy, O'Day, Parker, Rolph, Ross, Ryder, Sample, Shannon, Swope, Waite, Watson (Meagher). Total 25.

S. J. M. No. 3, introduced by Gilboe, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Curran, Darlinton, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McDermott, Merriman, Metlen, Miller, Morris, Nelstead, Nyquist, Pappin, Pauly, Porter, Quamme, Rigg, Salyerds, Schilling, Sheffer, Southmayd, Spangler, Stewart, Tinsley, Waring, Willard, Wilson, Mr. Speaker. Total 64.

Noes: Adair, Chapman, Cranston, Hamilton (Musselshell), Hamilton (Phillips), Lewis, Minnick, O'Connell, Replogle, Ryder, Sullivan, Ueland, Andrew; Ueland, R. R.; Vollmer, Watson (Missoula), Woodcock. Total 16.

Absent and not voting: Bechtel, Dougherty, Freed, Henderson, Knight, McCormack, McFarland, Meyer, Moss, Murphy, O'Day, Parker, Roll, Rolph, Ross, Sample, Shannon, Swope, Troy, Waite, Watson (Meagher). Total 21.

S. J. R. No. 2, introduced by Husband, McCormack, Thien, Burr, Fenton and recommended by Tom Stout, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Philips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, Merriman, Metlen, Miller, Minnick, Morris, Moss, Nelstead, Nyquist, O'Connell, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Ueland, Andrew; Ueland, R. R.; Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Blewett, Buck, Dougherty, Henderson, Knight, McCormack, McFarland, Meyer, Murphy, O'Day, Parker, Roll, Ross, Sample, Swope, Troy, Watson (Meagher). Total 17.

House reverted to Order of Business No. 5.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

Helena, Montana, February 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day reported for non-concurrence by the Senate Committee on Counties and Towns, report adopted, and bills are herewith returned to the House.

H. B. No. 108, by Graff.

H. B. No. 109, by Graff.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title agreed to, and Bills are herewith returned to the House:

H. B. No. 83, by Stewart.

H. B. No. 84, by Stewart, by request.

H. B. No. 121, by Finlen.

H. B. No. 122, by Finlen.

H. B. No. 134, by Salyerds and Roll.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 33, by Husband.

S. B. No. 44, by Higbie, by request.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

Sub. H. B. No. 88, by Appropriations Committee—Committee on Finance and Claims.

H. B. No. 131, by Finlen—Committee on Counties and Towns.

H. B. No. 137, by Fish and Game Committee—Committee on Fish and Game.

H. B. No. 155, by Replogle, Manning, Meyer, and Rigg—Committee on Judiciary.

H. B. No. 167, by Meyer, Sullivan, etc.—Committee on Counties and Towns.

H. B. No. 190, by Appropriations Committee—Committee on Finance and Claims.

H. B. No. 196, by Woodcock—Committee on Judiciary.

H. B. No. 200, by Nyquist—Committee on Judiciary.

H. B. No. 218, by Ways and Means Committee—Committee on Finance and Claims.

H. B. No. 222, by Appropriations Committee—Committee on Finance and Claims.

H. B. No. 229, by Moss—Committee on Military Affairs.

H. J. R. No. 3, by Hamilton of Phillips, and Replogle—Committee on Federal Relations.

H. J. M. No. 3, by Spangler, etc.—Committee on Federal Relations.

H. J. M. No. 4, by Kruse, et al—Committee on Military Affairs.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion was this day made and unanimously adopted:

Mr. President—I move that the House Committee on Enrolling be authorized and it is hereby directed to correct House Bill No. 68 by inserting after the enacting clause the following: "Section 1. That Chapter 91 of the Session Laws of the Eighteenth Legislative Assembly be, and the same is hereby, amended to read as follows:"

Signed, LARSON.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Committee on Stockgrowing and Grazing: A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana of 1921 as amended by Chapter 56 of the Session Laws of the Twenty-first Legislative Assembly of 1929, relating to herd districts, providing for creation and dissolution of herd districts and procedure for excluding certain tracts of land therefrom."

By Committee on Corporations Other Than Municipal: A Bill for an Act entitled: "An Act authorizing domestic corporations organized under the general incorporation laws of this state to establish and issue stock without nominal or par value; providing for the classes, series, powers, restrictions, and other details of issue and statement respecting same; making applicable thereto the general power to increase, decrease, or adjust such

stock; providing that such corporations may issue both stock without and with par value; providing for the issuance and sale thereof, consideration therefor, and when the same is fully paid; providing for the rank thereof, and contents of certificates therefor, the basis upon which the Secretary of State shall compute fees due the State from corporations exercising rights hereunder, requiring payment of same, and making the provisions hereof in addition to, and supplemental of, all powers and authority conferred by existing law."

By Committee on Allocation of State Bonds: A Bill for an Act entitled: "An Act providing for the employment of prison labor in the manufacture of brick at the Montana State Prison, requiring said brick to be used in certain cases in the construction or repair of buildings by the State of Montana or under any contract let by it and relating to the duties of the State Board of Prison Commissioners, the Warden and the State Board of Examiners."

By Larson and Survant: A Bill for an Act entitled: "An Act to amend Section 651, Revised Codes of Montana, 1921, as amended by Chapter 133, Acts 18th Legislative Assembly and by Chapter 14, Acts of 20th Legislative Assembly and by Chapter 67, Acts of 21st Legislative Assembly, and to amend Section 652, Revised Codes of Montana, 1921, as amended by Chapter 133, Acts of 18th Legislative Assembly, relating to ballots and voting at Primary nominating elections."

By Survant and Larson: A Bill for an Act entitled: "An Act to repeal Sections 715 to 735 inclusive, Revised Codes of Montana, 1921, and Chapter 151; Acts of 18th Legislative Assembly of the State of Montana, all relating to voting at Primary and General elections by Absent Voters."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 73, introduced by Husband and Fenton: A Bill for an Act entitled: "An Act to amend Sections 8812 and 8813 of the Revised Codes of Montana of 1921, as amended by Chapter 91 of the Laws of the Twenty-first Legislative Session of 1929, relating to judicial districts, enumerating the counties thereof and the number of judges therein." Referred to Committee on Judicial Districts.

S. B. No. 74, introduced by Committee on Fish and Game: A Bill for an Act entitled: "An Act to protect game animals from wanton, ruthless and useless destruction and mutilation for their heads, hides, antlers, horns or teeth, and providing a penalty for the violation thereof." Referred to Committee on Fish and Game.

S. B. No. 75, introduced by Page: A Bill for an Act entitled: "An Act revising and codifying the banking laws and providing for the incorporation and regulation of state banks and trust and investment companies; providing for the regulation of private banks; the maintenance of a State Banking Department, creating a fund to be known as the State Examiner's fund and prescribing the qualifications, duties and compensation of the State Superintendent of Banks, and of the deputies and employees of the Banking Department, and prescribing a method for the liquidation of state banks, trust and investment companies, and repealing certain sections of the laws of Montana, together with Acts amendatory thereof, and providing penalties for the violation of this Act." Referred to Committee on Banks and Banking.

S. B. No. 76, introduced by Page: A Bill for an Act entitled: "An Act to amend Section 3731 of the Revised Codes of Montana of 1921 as amended by Chapter 77, Laws of the Eighteenth Legislative Assembly, as amended by Chapter 59, Section 23, Laws of the Twentieth Legislative

Assembly; relating to permits for the shipment of skins of fur-bearing animals." Referred to Committee on Fish and Game.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 7, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Standing Committees this day reported as follows, reports adopted:

Committee on Finance and Claims: Recommend that S. B. No. 72, by Committee on Finance and Claims, do pass.

Committee on Counties and Towns: Recommend that S. B. No. 71, by Holt, do pass.

Committee on Counties and Towns: Recommend that S. B. No. 64, do pass.

Committee on Federal Relations: Recommend that S. J. R. No. 1, do not pass.

Committee on Counties and Towns: Recommend that H. B. No. 108 be not concurred in.

Committee on Counties and Towns: Recommend that H. B. No. 109 be not concurred in.

Committee on Fish and Game: Recommend that H. B. No. 136 be amended by adding in Section 1, Line 8, after the word "lake" in the printed bill, the words, "or the possession of any spear, gig or barbed fork." Further recommend same be amended by adding in Section 1, line 14, after the word, "lines," the words, "spear, gig or barbed fork." And as so amended, recommend same be concurred in.

Committee on Federal Relations: Recommend that H. J. R. No. 2 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that consideration of H. B. No. 120 be made a special order of business Monday immediately following consideration of H. B. No. 170. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time, and referred to committee:

S. B. No. 33, by Husband: A Bill for an Act entitled: "An Act to amend Section 1998 of the Revised Codes of Montana of 1921, relating to exemptions from taxation." Referred to Committee on Revenue and Taxation.

S. B. No. 44, by Higbie, by request: A Bill for an Act entitled: "An Act providing for the levy of irrigation district taxes or assessments by board of county commissioners when levy is not made by board of commissioners of district, and providing for furnishing the county clerk information with reference to such levy." Referred to Committee on Irrigation and Water Rights.

Moved by Leavitt that the House adjourn until Monday, February 9, 1931, at 11:00 a. m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-SIXTH DAY

House of Representatives,
Helena, Montana, February 9, 1931.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: McFarland and Replogle, excused; Hanson, absent.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 34th Legislative day, find the same to be correct.

Ekegren, Chairman.

On motion by Ekegren, report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received:

United States Senate, Committee on Finance.
February 4, 1931.

Mr. H. J. Faust, Chief Clerk,
House of Representatives,
Helena, Montana.

Dear Mr. Faust:

This will acknowledge receipt of your wire of February 3, 1931, reading as follows:

"Montana House of Representatives today adopted resolutions urging final passage by Congress upon H. R. Fourteen Thousand Six Hundred Seventy-five as being essential to Department of Interior for continuing construction and maintenance of irrigation projects failure to do so during the regular session would seriously cripple many Montana projects."

I am very pleased to know of the views of your legislature in regard to this matter and shall take pleasure in presenting your wire to the conference committee for consideration at the proper time.

Very truly yours,

REED SMOOT.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By McCormack: A Bill for an Act entitled: "An Act to amend Section 985 of the Revised Codes of Montana of 1921, relating to the qualifications of school trustees."

By Merriman: A Bill for an Act entitled: "An Act to amend Section 1998 of the Revised Codes of Montana of 1921, relating to the exemption of property from taxation."

By Ekegren and Graff: A Bill for an Act entitled: "An Act to amend Section 4058 Revised Codes of Montana, 1921, defining the term real estate broker."

By Ross and Salyerds: A Bill for an Act entitled: "An Act to amend Section 1704 of the Political Code relating to the tax levy for bridge purposes."

By Salyerds and Nelstead: A Bill for an Act entitled: "An Act to amend Section 1622, Subdivision 8, of the Political Code regarding powers and duties of County Commissioners relating to highways."

By R. R. Ueland, by request: A Bill for an Act entitled: "An Act to amend Section 1219 of the Revised Codes of Montana, 1921, as amended

by Chapter 120 of the Session Laws of the 19th Legislative Session, and providing for the levy of school district taxes in excess of ten mills when authorized by a vote of the qualified electors of such district, relating to the qualifications of electors in school district elections held for the purpose of levying a tax in excess of ten mills within such district, specifying the purposes for which an additional levy may be made, providing for the submission of such additional levy for the purpose of raising money to build, alter, repair or enlarge school houses in succeeding years, providing for the submission of an additional levy for a definite number of years for the purpose of raising money to build, alter, repair or enlarge any school house, and amending Section 1222 of the Revised Codes of Montana, 1921, providing for the form and method of marking the ballots and the conduct of elections where the question of an additional levy is submitted to the electors of any school district, and requiring the Board of Trustees of school districts to certify the amount of special levies to the Board of County Commissioners."

By Agriculture Committee: A Bill for an Act entitled: "An Act to promote the development of the Montana egg industry; to prohibit the sale of eggs unfit for human food; to prevent deception in the sale of eggs; and to encourage greater consumption thereof by regulating and standardizing the grading, classification and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this Act, and repealing Sections 2585, 2634, 2635, 2636, 2637, 2638 and 2639 of the Revised Codes of Montana of 1921, Acts amendatory thereto, and all Acts and parts of Acts in conflict herewith."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 273, A Bill for an Act entitled: "An Act to amend Section 1053 of the Revised Codes of Montana of 1921 defining a public school, and to repeal all Acts and parts of Acts in conflict herewith," recommend that the same do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 274, A Bill for an Act entitled: "An Act to repeal Sections 1157, 1158, 1159, 1160, 1161, 1162, 1163, 1164, 1165, 1166, 1167, 1168, 1169 and 1170, of the Revised Codes of Montana of 1921," recommend that the same do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 191, A Bill for an Act entitled: "An Act fixing the salary of the Chancellor of the University of Montana," recommend that the bill be printed and placed on General Orders.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 252, A Bill for an Act entitled: "An Act to amend Section 9, of Chapter 109 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the office of the State Chemist; analysis of samples submitted by the public service commission and reimbursement of necessary expenses," recommend that said bill do pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 291, A Bill for an Act entitled: "An Act to amend Section 1535 of the Revised Codes of Montana of 1921, relating to eligibility and qualifications for admission into a Soldiers' Home; and providing for the admission of persons who served with the United States Army in the campaign of 1890 and 1891 against the Sioux and Cheyenne Indians or other Indian campaigns within the borders of the State of Montana," recommend that House Bill No. 291 do pass.

KRUSE, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 48, A Bill for an Act entitled: "An Act to amend Section 3099 of the Revised Codes of Montana of 1921, as amended by Chapter 116 of the Session Laws of the Twenty-first Legislative Assembly of 1929, providing for the hours of labor on public works; public buildings and grounds and in mills, smelters, cement plants, mines, quarries, buildings and hydro-electric dams," respectfully report as follows: That House Bill No. 48 be amended to read as follows: Amend House Bill No. 48 by striking out "and second" after the word "first" in the amendment offered by the Committee on Labor, as of line 19 of the original bill and line 7 of the printed bill; Amend House Bill No. 48 by striking out "and second" after the word "first" in the amendment offered by the Committee on Labor, as of line 23 of the original bill and line 11 of the printed bill. Amend Section one, line 27 by striking out the period and quotations after the word "dams" and add in lieu thereof the following: "provided, however, that any building constructed work or major repairs carried on by any school district not included in this Act, shall come under the provisions of the eight hour law; and provided, however, that this Act shall not apply in case of any unavoidable emergency where longer hours may be required to protect persons or property from injury or destruction." and that House Bill No. 48 as amended, do pass.

FAIRGRIEVE, Vice-chairman.

On motion by Sample, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communication was received from the Governor:

State of Montana, Office of the Governor,
Helena, Montana, February 9, 1931.

The Speaker, House of Representatives,
Helena, Montana.

I have the honor to advise you that I have this day approved House Bill No. 54, "An Act to amend Section 8273 of the Revised Codes of Montana of 1921, as amended by Chapter 39 of the Twentieth Legislative Assembly, relating to mortgages, deeds of trust or assignments for the benefit of creditors."

J. E. ERICKSON, Governor.

MOTIONS AND RESOLUTIONS

Moved by Southmayd that H. B. No. 285 be recalled from the Printing Committee and re-referred to the Committee on Public Health and Sanitary Affairs. Motion seconded and carried. So ordered.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time, and referred to committees:

H. B. No. 292, by Goodwin and Meyer: A Bill for an Act entitled: "An Act amending Sections 9256 and 9257 of the Revised Codes of Mon-

tana of 1921, relating to the attachment of property." Referred to Committee on Judiciary.

H. B. No. 294, by Hanson, by request: A Bill for an Act entitled: "An Act to amend Section 681 of the Revised Codes of Montana of 1921, relating to the form, color, size and uniformity of ballot." Referred to Committee on Privileges and Elections.

The following bill was this day introduced, read first and second time at length and referred to committee:

H. B. No. 293, by Vollmer: A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Mose Vanina in reimbursement for barn condemned by Montana Livestock Sanitary Board." Referred to Committee on Appropriations.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Henderson of Granite in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 73, respectfully report as follows: Recommend that H. B. No. 73 do pass.

HENDERSON, Chairman.

On motion by Henderson, report adopted.

House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES

The following report was received from a select committee:

Report of Allocation Committee

Mr. Speaker: We, your Selected Committee on the allocation of funds to be derived from the sale of bonds under the provisions of Referendum Measure No. 33, which was submitted to a vote of the people at the last general election, and which provided that such funds should be used for the purpose of providing buildings and other improvements at certain of the state institutions specified therein, having received reports from three several special committees appointed for the purpose of ascertaining the needs and immediate requirements of such state institutions, and having examined the same, and having in mind the probable future needs of such institutions, and having in mind the wisdom of providing for such future needs by setting aside a portion of the funds which might be made available through the issue and sale of the entire bond issue authorized by the above mentioned referendum, do respectfully report and recommend as follows:

That pursuant to the authority granted to the Legislative Assembly by the passage of Referendum No. 33, the State Board of Examiners of the State of Montana be authorized to issue and sell "State Institution Bonds of the State of Montana" for the purposes hereinafter set forth in the aggregate amount of \$1,995,893.

That such bonds be issued and sold in such amounts and at such times as are deemed by the Board of Examiners to be necessary for a business-like and orderly execution of the building program herein outlined.

That funds derived from the issue and sale of such bonds be expended only for the purposes herein set forth, and for each item only so much as is necessary, not exceeding the amount allocated to such item, as follows, to-wit:

State College of Agriculture and Mechanic Arts at Bozeman.

TOTAL\$ 93,000.00

Itemized as follows:

1. For removal of the present service shop and yards, and the replacement of a new service shop and yard, the sum of 23,250.00
2. Re-wiring and repairs to Hamilton Hall 3,720.00
3. Residence, and sheep shed with yards on the ranch at Fort Ellis 5,580.00
4. New Chemistry Building and recitation room..... 60,450.00

The Montana State Industrial School at Miles City.

TOTAL 67,105.00

Itemized as follows:

1. The cottages for boys at a cost of not over..... 67,105.00

Eastern Montana State Normal School at Billings.

TOTAL 232,500.00

Itemized as follows:

1. For the purpose of building an administrative and instructional building, at a cost not to exceed..... 232,500.00

Northern Montana Agricultural and Manual Training School, at Fort Assinniboine.

TOTAL 232,500.00

Itemized as follows:

1. For the purpose of building an administrative and instructional building, at a cost not to exceed..... 232,500.00

The State Insane Asylum at Warm Springs.

TOTAL 566,000.00

Itemized as follows:

1. Quarters for Doctors and Office Help..... 35,000.00
2. Male Dormitory 140,000.00
3. Male Receiving Hospital 135,000.00
4. Male Day Hall 55,000.00
5. Female Dormitory 75,000.00
6. General Shop 15,000.00
7. Bath House 5,000.00
8. Porches for Female Dormitory 12,000.00
9. Laundry and Equipment 15,000.00
10. Remodeling of Second Yard Building..... 22,250.00
11. Remodeling of Montana Block 20,000.00
12. Farm Buildings (Hog Department) 1,500.00
13. Addition to Garage 5,000.00
14. Furniture and Fixtures for new building..... 20,000.00
15. Sidewalks and Tunnels for new building..... 10,250.00

Montana State Tuberculosis Sanitarium at Galen.

TOTAL 223,918.00

Itemized as follows:

1. Fifty Bed Hospital Unit 169,500.00
2. Equipment for same 23,000.00
3. Doctors' Cottage 5,500.00
4. Moving and Remodeling Cottage for Employees..... 3,000.00
5. Converting Carpenter Shop into Apartment Dwelling..... 1,000.00
6. New Sewers, Water Mains, Light and Heat Connections for above improvements 2,400.00
7. Garage 4,000.00

8. Eight Hundred Fifty Feet of Tunnel for Housing Steam Water and Sewer Lines	8,000.00
9. Root Cellar	800.00
10. Cast Iron Water Main (4728 feet).....	5,718.00
11. Cost of Laying same	1,000.00

State Prison at Deer Lodge.

TOTAL \$ 234,300.00

Itemized as follows:

1. For improvements to Cell House No. 2	135,000.00
2. For new building between cell houses No. 1 and No. 2, to be used as a dining room, kitchen, laundry, administration department and quarters for guards	95,000.00
3. Remodeling bunk house for trustees and guards	4,300.00

Montana School for Deaf, Dumb and Blind at Boulder

TOTAL \$ 73,470.00

Itemized as follows:

1. New Flat Work Ironer, Washer, Press, Ironing Board brackets and exit drier	7,965.00
2. Well casing	372.00
3. General repairs, additional barns and sheds, two-1500 bushel grain tanks for ranch and ranch buildings	5,115.00
4. New industry training building to house additional patients and furnish quarters for industry training, addition to hospital kitchen	48,533.00
5. Remodeling garage building into trades training building and erection of small garage	2,185.00
6. General repairs to buildings	9,300.00

State Orphans Home at Twin Bridges.

TOTAL \$ 80,910.00

Itemized as follows:

1. Domestic Science cottage and dormitory building	27,400.00
2. Furniture for same	4,650.00
3. New Administration and class room building to be erected on the present site of the condemned building	46,500.00
4. Additional sun room to nursery and architectural changes	2,360.00

Montana State Normal College at Dillon.

TOTAL \$ 24,180.00

Itemized as follows:

1. Remodeling and repairs to buildings	18,600.00
2. Repairs to heating plant and changes in light wiring	5,580.00

State University at Missoula.

TOTAL \$112,530.00

Itemized as follows:

1. Repairs to power house	2,790.00
2. School of Journalism and equipment for same	109,740.00

Montana State School of Mines at Butte.

TOTAL 55,480.00

Itemized as follows:

1. For repairs main hall foundation	25,000.00
2. Repairs to heating plant and changes in ventilating system	7,440.00
3. Addition to library stacks	2,580.00

4. Remodeling buildings to provide additional class rooms and new furniture	9,300.00
5. Sundry repairs	6,510.00
6. Modernizing milling plant	4,650.00

Your Committee recommends and believes that substantial savings could be made to the State if the Eastern Montana Normal School at Billings could be located in a more accessibly central point in the city, and we further believe that a careful survey should be made before making a definite decision to build a school on a present site.

Your Committee further recommends that if the buildings herein recommended to be constructed at the State Penitentiary at Deer Lodge be constructed at a less cost than herein provided, that authority should be granted to expend the remaining surplus in the enlargement of Cell House No. 1, or in other additions which the Board of Examiners at that time deem necessary.

Your Committee further recommends that if economies should be effected or costs otherwise reduced in the construction of buildings recommended for the State Tuberculosis Hospital at Galen to the extent that a Hospital of greater capacity might be built at the same cost as herein specified, that authority be granted for the construction of such larger hospital.

Your Committee further recommends that if upon completion of the items specified for the State Hospital for the insane at Warm Springs, a surplus should remain that authority be granted for the construction of other needed improvements to the extent that such surplus might be sufficient for same.

Included in the requests for appropriations for the State Hospital for the Insane which were presented to your committee by the sub-committee who visited that institution was an item of Twenty-six Thousand Six Hundred Ninety-four Dollars and Twenty-three cents on account of a deficiency incurred in the construction of the Criminal Insane Building and heating plant built in 1929 and 1930.

Your committee is advised that there is no authority for the allocation of any portion of the "State Institutions Bonds of the State of Montana" to this item, and therefore recommends that an appropriation be made therefor from the general fund.

Your committee further recommends that the State Board of Examiners should be empowered to secure the services of a competent architect to assist the Board in a professional capacity and to supervise the construction of all buildings which the Legislative Assembly might authorize to the end that such construction might be accomplished with the utmost economy.

Your committee further recommends that in view of the fact that the buildings herein recommended for the Penitentiary at Deer Lodge, the Tuberculosis Hospital at Galen and the Hospital for the Insane at Warm Springs will provide for only a small increase of inhabitants, that there should in addition to the allocation of funds herein recommended for such institutions, and at such time in the future as the Legislative Assembly may deem a necessity therefor to exist, bonds in the aggregate amount not exceeding Three Hundred Thousand Dollars, which might be still authorized upon the completion of the buildings herein recommended, be issued and sold to the extent that the same shall be necessary to provide the proper care for inmates of the said institutions. Provided that as nearly as practicable the above amount should be allocated as follows:

Deer Lodge	\$100,000.00
Galen	100,000.00
Warm Springs	100,000.00

Your Committee further recommends that whereas, many youthful offenders susceptible to reform, who have been incarcerated for first offenses, who are inclined to repentance, who were convicted of crimes

committed under mitigating circumstances, are now committed to the same institution, and compelled to mingle with professional criminals and degenerates, where every effort is made by such older associates to direct their minds into channels which are likely to lead to a life of crime, that the Legislative Assembly should devise some means of segregating the convicts in the penitentiary and of providing an intermediate correctional institutions where the convicts who demonstrate the proper inclination could be given every possible encouragement to develop into law-abiding citizens.

Your Committee recommends that such intermediate institution should be on a farm away from Deer Lodge where the stigma of the Penitentiary would not be so strongly attached, and where the inmates would have an opportunity to work and produce.

Your Committee believes that the economic loss sustained by the State through the loss of citizenship occasioned by the destroying influence into which mere boys are now being cast is far in excess of the possible cost of the institution recommended.

Your Committee further recommends that as far as possible consistent with safety, the inmates of the Penitentiary, especially those convicted of the milder offenses, should be kept employed. It is evident that the torture of imposed idleness cannot but develop in the mind of the convict a bitterness against society with which he is likely to become obsessed. Under such circumstances he cannot be expected upon his emergence from the Penitentiary to direct his steps into the path pointed out by the Golden Rule.

In conclusion, your committee represent that they have discharged their duty to the best of their ability, that they availed themselves of every possible source of information, that they have endeavored to provide for the emergency which exists in the various institutions and at the same time not exhaust the available funds lest other emergencies arise in the future, and that they are deeply mindful of the responsibility imposed upon them by this House and grateful for its confidence.

ARNOLD (Stillwater), Chairman
WAITE
BUCK
DELLWO
BROWN (Cacade)
LEWIS
A. UELAND

On motion by Arnold, duly seconded and carried, report adopted.

Moved by Leavitt that the House recess until 2:00 p.m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: No. 243.

GREEN, Chairman.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 142, 153, 163, 164, 204, 224, 236, 245, Sub. H. B. 37, H. J. M. No. 5.

NYQUIST, Chairman.

NOTICES

Author gave notice that he would on tomorrow or some subsequent day introduce a bills as follows:

By Adair: A Bill for an Act entitled: "An Act relating to misrepresentation made in obtaining or securing a policy of life insurance, and defense, in case of suits, based upon misrepresentation in obtaining the same."

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 215, A Bill for an Act entitled: "An Act relating to the days of employment of policemen in cities of the first and second class," respectfully report as follows: That House Bill No. 215 do pass.

On motion by Troy, report adopted.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 84, 122, 112.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. B. Nos. 84, 112, and 122 and thereupon signed the same.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was introduced, read first and second time, and referred to Committee on Highways.

H. B. No. 295, by Moss: A Bill for an Act entitled: "An Act to license gasoline dealers engaged in business in the State of Montana; requiring such dealers to file with the State Board of Equalization a bond conditioned upon the payment of gasoline license taxes; providing for revocation of licenses, and making violations of the provisions of this Act a misdemeanor." Referred to Committee on Highways.

THIRD READING OF HOUSE BILLS

H. B. No. 243, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Ross, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Haight, Hodgskiss, McCormack, McFarland, Replogle, Rolph, Ryder, Schilling. Total 8.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of Special Order of Business on General Orders. Motion seconded and carried.

Henderson of Granite in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 170 and 120, respectfully report as follows: Recommend that H. B. No. 170, do pass. H. B. No. 120, recommend that enacting clause be stricken from H. B. No. 120.

HENDERSON, Chairman.

Moved by Henderson that report of Committee of the Whole be adopted. Motion seconded. Moved by Finlen and seconded, that H. B. No. 170 be segregated from the report. Call of the House requested and on roll call the following members were present:

Present: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Melten, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Mr. Speaker. Total 98.

Absent: Knight, Pappin, Replogle. Total 3.

On roll call to segregate H. B. No. 170 from the report, motion lost by the following vote:

Ayes: Adair, Blewett, Brown (Cascade), Buck, Burke, Casey, Chapman, Coffee, Cooney, Dellwo, Doran, Dunn, Finlen, Goodwin, Gordon, Grabow, Graff, Hamilton (Phillips), Lillis, Logan, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Minnick, Morris, Moss, Murphy, O'Connell, O'Day, Pauly, Porter, Roll, Shannon, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Waring, Woodcock. Total 45.

Noes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Budas, Burrell, Cole, Cranston, Curran, Darlington, Dougherty, Ekegren, Erickson, Fairgrieve, Freed, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Manning, McCormick, Miller, Nelstead, Nyquist, Parker, Quamme, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Swope, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 53.

Absent and not voting: Knight, Pappin, Replogle. Total 3.

Moved by Hamilton (Phillips), that H. B. No. 120 be segregated from the report of Committee of the Whole. On roll call motion lost as follows:

Ayes: Adair, Benjamin, Burke, Casey, Chapman, Cole, Cooney, Ekegren, Fairgrieve, Freed, Goodwin, Gordon, Graff, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Kruse, Lewis, Martin, Mason, McCormack, Merriman, Meyer, Minnick, Murphy, Nelstead, Nyquist, O'Connell, Parker, Quamme, Rigg, Rolph, Sample, Sheffer, Stewart, Swope, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Woodcock. Total 43.

Noes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Coffee, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Erickson, Grabow, Green, Haight Henderson, Hodgskiss, Jarrett, Leavitt, Lillis, Logan,

Manning, McDermott, McFarland, Metlen, Miller, Morris, Moss, Nelstead, O'Day, Pauly, Porter, Roll, Ross, Ryder, Salyerds, Schilling, Shannon, Southmayd, Spangler, Sullivan, Tinsley, Waite, Watson (Meagher), Watson (Missoula), Wilson, Willard, Mr. Speaker. Total 54.

Absent and not voting: Knight, Pappin, Repogle. Total 3.

Passed: Finlen. Total 1. Report of Committee of the Whole adopted on motion by Henderson.

On request by Leavitt the House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Merriman: A Bill for an Act entitled: "An Act to amend Section 2007 of the Revised Codes of Montana of 1921, relating to method of making assessment upon refusal or neglect to make statement, and providing penalty for such neglect or refusal."

By Committee on State Boards and Officers: A Bill for an Act entitled: "An Act to amend Section 10001 of the Revised Codes of Montana of 1921, as amended by Chapter 119 of the Twenty-first Legislative Assembly of 1929, relating to the duties of the public administrators, the county treasurers and the state treasurer, in the handling of escheated estate moneys".

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 247, introduced by Townships and Counties Committee, A Bill for an Act entitled: "An Act relating to county bonds; granting boards of county commissioners power to issue and sell bonds for certain purposes and subject to certain conditions and limitations; prescribing the procedure for the issuance, sale and repayment of, and the duties of county officers in connection with, such bonds; and repealing Sections 4614, 4615, 4617, 4619, 4620, 4621, 4622, 4623, 4624, 4652, 4653, 4654, 4655, 4656, 4658, 4693, 4694, 4695, 4696, 4697, 4699 and 4712 of the Revised Codes of Montana of 1921, Chapter 21 of the 1921 Session Laws and Chapters 84 and 99 of the 1925 Session Laws and all other Acts and parts of Acts in conflict with the provisions of this Act," respectfully report as follows: That House Bill No. 247 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration Senate Bill No. 25, introduced by Committee on Irrigation and Water Rights, A Bill for an Act entitled: "An Act relating to irrigation districts, authorizing and empowering irrigation districts and the commissioners thereof to contract with the United States for a loan of money under any Act of Congress permitting such loan; to create a sinking fund and invest the surplus thereof; to create liens against district lands and the irrigation system; to surrender the control, operation and maintenance of the district in case of default in payments to the United States; to authorize and empower the county treasurer to cancel and surrender irrigation district bonds; and relating to the procedure to be followed in contracting with the United States", respectfully report as follows: That Senate Bill No. 25, be concurred in.

LILLIS, Chairman.

On motion by Lillis, report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration Senate Bill No. 44, introduced by Higbie by request, A Bill for an Act entitled: "An Act providing for the levy

of irrigation district taxes or assessments by board of county commissioners when levy is not made by board of commissioners of district, and providing for furnishing the county clerk information with reference to such levy," respectfully report as follows: That Senate Bill No. 44 be concurred in.

LILLIS, Chairman.

On motion by Lillis, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 293, A Bill for an Act entitled: "An Act appropriating money for the payment of the claim of Mose Vanina in reimbursement for barn condemned by Montana Livestock Sanitary Board" respectfully report as follows: That House Bill No. 293 do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 101, a Bill for an Act entitled: "An Act appropriating money for the restoration of Fort Owen, designating the same as a memorial and authorizing a commission to administer the appropriation therein provided", respectfully report as follows: That House Bill No. 101 be amended as follows: Section 1, by inserting in line one (Printed Bill) after the word "of" the words and figures "One Thousand Dollars (\$1,000.00)". And by adding Section 7, as follows "Appropriations hereinabove provided for shall be deemed and held valid notwithstanding the provisions of the Budget Act", recommend that it be placed on General Orders, as amended, without re-printing.

LOGAN, Chairman.

On motion by Logan, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

On request by Logan, unanimous consent was granted to the Appropriations Committee to introduce a bill without previous notice.

The following bills were introduced, read first and second time, and referred to committee:

H. B. No. 296, by Nelstead, by request: A Bill for an Act entitled: "An Act to amend Sections 2323 and 2334 of the 1921 Revised Codes of Montana providing for the determination by the State Board of Equalization of the amount of coal mine and coal dealers' license taxes due the state upon the failure of such persons to make report and pay the taxes due the state, providing for a penalty and interest for failure to make reports or pay the taxes due and providing for action at law to collect the same." Committee on Revenue and Taxation.

H. B. No. 297, by Nelstead, by request: A Bill for an Act entitled: "An Act to amend Section 2357 of the 1921 Revised Codes of Montana, as amended by Section 1 of Chapter 127 of the Laws of 1925, requiring persons engaged in the business of producing, manufacturing, or importing cement and gypsum, and products of either, to pay to the State of Montana a license tax for engaging in such business, fixing the amount of such license tax and defining the term 'import'." Committee on Revenue and Taxation.

The following bills were this day introduced, read first and second times at length and referred to committees:

H. B. No. 298, by Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money for the operation, maintenance and improvements of the Montana State Fair for the period beginning July 1, 1931, and ending June 30, 1933." Committee on Appropriations.

H. B. No. 299, by Committee on Libraries: A Bill for an Act entitled: "An Act to appropriate money for the carrying out of the operations of the Montana State Library Extension Commission for the period begin-

ning July 1, 1931, and ending June 30, 1933." Committee on Appropriations.

Moved by Leavitt that the House adjourn until Tuesday, February 10, 1931, at 10:00 a.m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-SEVENTH DAY

House of Representatives,
Helena, Montana, February 10, 1931.

House convened at 10:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain

On roll call all members present except: Watson of Missoula, excused. Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 36th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 171, 192, 203, 230.

NYQUIST, Chairman.

On motion by Nyquist, report adopted.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Shannon: A Bill for an Act entitled: "An Act to amend Section 4824 of the Revised Codes of Montana of 1921, as amended by Chapter 117 of the Laws of the Eighteenth Legislative Assembly of 1923, relating to the office of county auditor.

By O'Connell and Goodwin: "A Resolution memorializing Congress for the passage of legislation repealing the Eighteenth Amendment of the Constitution of the United States of America".

By Committee on Agriculture: A Bill for an Act entitled: "An Act relating to the method and procedure for changing the period of time herd district will be in effect".

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 233, A Bill for an Act entitled: "An Act to amend Section 7727 of the Revised Codes of Montana of 1921 relating to the penalty of usury, action to recover excessive interest," respectfully report as follows: That House Bill No. 233 do not pass.

RIGG
SCHILLING
FINLEN
LEAVITT
ADAIR
MERRIMAN
MANNING
STEWART
PAULY
SAMPLE

Mr. Speaker: We, the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 233 respectfully report as follows: That House Bill No. 233 do pass.

MEYER
GRAFF
NYQUIST
REPLOGLE

Moved by Rigg that the majority report be adopted, motion seconded. Moved by Meyer, as a substitute motion that the minority report be adopted. Motion seconded and carried and minority report adopted.

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 250, A Bill for an Act entitled: "An Act to amend Section 7726 Revised Codes of Montana of 1921 relating to interest and the amount that parties may agree to and what charges are prohibited", respectfully report as follows: That House Bill No. 250 do not pass.

RIGG
SCHILLING
FINLEN
LEAVITT
ADAIR
MANNING
MERRIMAN
STEWART
PAULY
SAMPLE
ROSS

Mr. Speaker: We, the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 250 respectfully report as follows: That House Bill No. 250 do pass.

MEYER
GRAFF
NYQUIST
REPLOGLE

Moved by Rigg that majority report be adopted, motion seconded. Moved by Meyer that minority report be adopted, motion seconded and carried. Minority report adopted.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 121, 134, 83.
HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign House Bills Nos. 121, 134, and 83, and thereupon signed the same.

Committee on Printing reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bill No. 253.

NYQUIST, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 231, A Bill for an Act entitled: An Act to amend Sections 192 and 196 of the Revised Codes of Montana, 1921, relating to the duties of the state treasurer and state boards, commissions, bureaus, departments and institutions, relative to the deposit of state funds and securities", respectfully report as follows: That House Bill No. 231 be amended as follows: In Section 1, page 2, line 15 after the word "to" insert the following words, "nor to State Regulatory boards", and with such amendment recommend that the bill do pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 225, A Bill for an Act entitled: An Act relating to the regulation of the business of plumbing in the state of Montana providing for the examining and licensing of and issuing of permits to plumbers fees to be levied, inspecting of plumbing installations, and providing for a code to be known as the Montana State Plumbing Code of minimum requirements", respectfully report as follows: That House Bill No. 225 do not pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration House Bill No. 148, a Bill for an Act entitled: An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaging in or carrying on the business of distributing to the public within this state natural gas, not produced within this state, or engaged in the business of owning, controlling, managing, leasing or operating within this state any system or plant for the distribution of natural gas, not produced within this state, to pay to the state treasurer for engaging in and carrying on such business of certain license fees for the exclusive use and benefit of the State of Montana fixing the amount of such license fees: Prescribing a method for the assessment and collection thereof: And prescribing penalties for violations of the provisions of this Act", respectfully report as follows: That House Bill No. 148 be printed and placed on general orders without recommendation.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration House Bill No. 149, A Bill for an Act entitled: 'An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate, and corporation engaging in carrying on within this state the business of owning, controlling, managing, leasing or operating any well or wells from which natural gas is produced, or the business of owning, controlling, managing, leasing or operating a pipe line or pipe lines for the transportation or carriage of natural gas, whether for public hire or not, or the business of obtaining, acquiring, purchasing or controlling the acquisition or purchase of natural gas for the purpose of selling, furnishing or delivery of said natural gas to any other person or persons, to pay to the state treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana: fixing the amount of such license fees: prescribing a method for the assessment and collection thereof: and prescribing penalties for violations of the provisions of this Act', respectfully report as follows: That House Bill No. 149 be printed and placed on general orders without recommendation.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 238, A Bill for an Act entitled: "An Act

amending Section 1015 of the Revised Codes of Montana 1921 as amended by Chapter 122 of the 18th Legislative Assembly 1923 prescribing the duties of trustees of public schools and particularly amending Sub-Division 7 of said Section regulating the rental of school buildings and Sub-Division 11 relating to the employment of a physician or other competent person to make inspections as to sanitary conditions and amending all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 238 do not pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 265, A Bill for an Act entitled: "An Act to amend Section 1010 of the Revised Codes of Montana, 1921, as amended by Chapter 70 of the Session Laws of the 18th Legislative Assembly of 1923, and as further amended by Chapter 76 of the Session Laws of the 19th Legislative Assembly of 1925, and as further amended by Chapter 77 of the 20th Legislative Assembly of 1927, and as further amended by Chapter 102 of the 21st Legislative Assembly of 1929 relating to transportation board, rent, tuition of pupils of any school district or districts of the State of Montana and providing for furnishing transportation, rent, board and tuition for such pupils and providing for appeal", respectfully report as follows: That House Bill No. 265 do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Governor and Senate:

State of Montana,
Office of the Governor
Helena, Montana,
February 9, 1931.

The Speaker,
House of Representatives.
Helena.

I have the honor to advise you that I have this day approved House Bill No. 68, relating to the Little Saint Joe Game Preserve in Mineral County.

J. E. ERICKSON, Governor.

Helena, Montana, February 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion was this day made and adopted:

Mr. President: I move that the invitation received from the House, inviting the Senate to attend the Lincoln Day Services, be accepted, and that a vote of thanks be extended to the House for this invitation.
Signed Kane.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

H. B. No. 154, by Ross and Rigg—Committee on Judiciary.

H. B. No. 173, by Schilling—Committee on Banks & Banking.

H. B. No. 180, by Leavitt, by request—Committee on Corporations other than Municipal.

H. B. No. 187, by Schilling—Committee on Judiciary.

H. B. No. 201, by Willard—Committee on Judiciary.

H. B. No. 202, by Willard & Watson of Missoula—Committee on Fish & Game.

H. B. No. 210, by Watson of Meagher—Committee on Fish & Game.

H. B. No. 223, by Committee on Agriculture, by request—Committee on Agriculture.

H. B. No. 228, by Committee on Insurance—Committee on Insurance.

H. B. No. 234, by Committee on Insurance—Referred to Committee on Insurance.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, the request of the House was this day granted, for the return of H. B. No. 133, the same is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by Committee on Judiciary, report adopted, and bills are herewith returned to the House.

H. B. No. 156, by Replogle, Manning, Merriman, Meyer and Rigg.

H. B. No. 174, by Committee on Employment.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Helena, Montana, February 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 111 be amended in Section 4 by striking out in line 35 of the printed bill the word, "claimant," and inserting in lieu thereof the words, "prevailing party"; and as so amended, recommend same be concurred in.

That S. B. No. 50 do pass.

That consideration of S. B. No. 16 be passed for the day.

That H. B. No. 136 be concurred in.

That H. J. R. No. 2 be concurred in.

That S. B. No. 28 do not pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committee this day reported as follows, reports adopted:

Committee on Agriculture: Recommend that H. B. No. 62 be amended in Section 7, line 2, by adding after the word "Montana", the following words: "except private scales, measures, balances and weighing devices. Amend further by adding in Section 9, line 15, after the word "award", the following words: "provided that the maximum fee for the inspection of counter scales shall be seventy-five cents, and that there shall be no fee charged for inspection of measures". And as so amended, recommend the bill be concurred in.

Committee on Agriculture: Recommend that S. B. No. 57 do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notice of Introduction was this day given:

By Gustafson: A Bill for an Act entitled: "An Act authorizing the Board of County Commissioners to create a noxious weed destruction fund and authorizing the purchase and furnishing of poison to exterminate noxious weeds".

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 77, introduced by Committee on Corporations other than Municipal: A Bill for an Act entitled: "An Act authorizing domestic corporations organized under the general incorporation laws of this state to establish and issue stock without nominal or par value; providing for the classes, series, powers, restrictions, and other details of issue and statements respecting same; making applicable thereto the general power to increase, decrease, or adjust such stock; providing that such corporation may issue both stock with and without par value; providing for the issuance and sale thereof, consideration therefor, and when the same is fully paid; providing for the rank thereof, the contents of certificates therefor on the basis upon which the Secretary of State shall compute fees due the state from corporations exercising rights hereunder, requiring payment of same, and making the provisions hereof in addition to, and supplemental to, all powers and authority conferred by existing law." Referred to Committee on Corporations other than Municipal.

S. B. No. 78, introduced by Burr and Page: A Bill for an Act entitled "An Act prohibiting the sale of articles manufactured outside the State of Montana on time payments." Referred to Judiciary Committee.

S. B. No. 79, introduced by Survant and Larson: A Bill for an Act entitled: "An Act to repeal Sections 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734 and 735 Revised Codes of Montana, 1921, and Chapter 151 Acts of 18th Legislative Assembly of the State of Montana, all relating to voting at primary and general elections by absent voters." Referred to Committee on Elections and Privileges.

S. B. No. 80, introduced by Committee on Stock Growing and Grazing: A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana of 1921 as amended by Chapter 56 of the Session Law of the Twenty-first Legislative Assembly, 1929, relating to herd districts providing for creation and dissolution of herd districts and procedure for excluding certain tracts of land therefrom." Referred to Committee on Stock Growing and Grazing.

S. B. No. 81, introduced by Committee on Allocation of State Bond Funds: A Bill for an Act entitled: "An Act providing for the employment of prison labor in the manufacture of brick at the Montana State Prison, requiring said brick to be used in certain cases in the construction and repair of buildings by the State of Montana or under any contract let by it and relating to the duties of the State Board of Prison Commissioners, the Warden and the State Board of Examiners." Referred to Committee on Allocation of State Bond Funds.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 9, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that the Senate Standing Committees this day reported as follows: Reports adopted:

Committee on Education: Recommend that H. B. No. 78 be amended as follows: By striking out in Section 4, line 13, the words "at any time", and inserting in lieu thereof "on any interest due date". Also amend by striking out in Section 4, line 14, the words: "or on any interest due date hereafter". And as so amended, recommend bill be concurred in.

Committee on Military Affairs: Recommend that H. B. No. 79 be amended as follows: By inserting on Page 1, line 24, after the word "leath", the following: "Provided, however, that in the event that the United States Government pays any amount of such burial expense then such amount shall be deducted from such burial expense". By inserting on Page 2, line 18, after the word "dollars" the following: "provided further that in the event the United States Government pays any amount on such burial expense that such amount shall be deducted from such burial expense". By inserting on Page 3, line 1, after the word "nurse", the following: "who is not a legal resident of Montana". And as so amended, recommend bill be concurred in.

Committee on Taxation: Recommend that H. B. No. 82 be not concurred in. As a substitute motion, duly seconded and carried, bill was concurred in and placed on General File.

Committee on Taxation: Recommend that Substitute H. B. No. 123, be concurred in.

Committee on Judiciary: Recommend that H. B. No. 128 be concurred in.

Committee on Judiciary: Recommend that H. B. No. 156 be not concurred in.

Committee on Judiciary: Recommend that H. B. No. 174 be not concurred in.

Committee on Taxation: Recommend that S. B. No. 12 do pass as amended.

Committee on Banks and Banking: Recommend that S. B. No. 39 do pass.

Committee on Banks and Banking: Recommend that S. B. No. 59 do pass.

Committee on Education: Recommend that S. B. No. 60 do pass.

Committee on Education: Recommend that H. B. No. 67 be concurred in.

Committee on Fish and Game: Recommend that S. B. No. 74 do pass.

Committee on Committees: Report the following Standing Committee: State Board and Officers Senators Corwin, Himsel, Rowland, Holt and Magerty.

Committee on Employment: Report the following employed in the Senate organization: George Nagle, typist, Alice Pomeroy, stenographer.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Morris that the House reconsider its action of yesterday on H. B. No. 120, and return the bill to General Orders. Substitute motion by Dellwo that H. B. No. 120 be laid on the table, seconded and carried.

Moved by Moss that House Rule No. 28 be suspended relative to H. B. No. 133. Motion seconded. Motion referred to Committee on Rules Joint Rules and Order of Business.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced, read first and second time, and referred to committees:

H. B. No. 300, by Merriman: A Bill for an Act entitled: "An Act to amend Section 1998 Revised Codes of Montana 1921 relating to the exemption of property from taxation." Committee on Revenue and Taxation.

H. B. No. 301, by Adair: A Bill for an Act entitled: "An Act relating to misrepresentation made in obtaining or securing a policy of life insurance, and defense, in case of suits, based upon misrepresentation in obtaining the same." Committee on Insurance.

H. B. No. 302, by McCormack: A Bill for an Act entitled: "An Act to amend Section 985 of the Revised Codes of Montana of 1921, relating to the qualifications of school trustees." Committee on Education.

H. B. No. 303, by Ekegren and Graff: A Bill for an Act entitled: "An Act to amend Section 4058 Revised Codes of Montana, 1921, defining the term real estate broker." Committee on Judiciary.

H. B. No. 304, by Merriman: A Bill for an Act entitled: "An Act to amend Section 2007 of the Revised Codes of Montana of 1921, relating to method of making assessment upon refusal or neglect to make statement, and providing penalty for such neglect or refusal." Committee on Ways and Means.

H. B. No. 305, by Nelstead, by request: A Bill for an Act entitled: "An Act to amend Section 2101 of the Revised Codes of 1921 of the State of Montana as amended by Section 2 of Chapter 185 of the Laws of 1921 relating to the taxation of the property of freight line companies doing business in Montana and providing for the classification thereof for taxation purposes." Committee on Revenue and Taxation.

H. B. No. 306, by R. R. Ueland, by request: A Bill for an Act entitled: "An Act to amend Section 1219 of the Revised Codes of Montana, 1921, as amended by Chapter 120 of the Session Laws of the 19th Legislative Session, and providing for the levy of school district taxes in excess of ten mills when authorized by a vote of the qualified electors of such district, relating to the qualifications of electors in school district elections held for the purpose of levying a tax in excess of ten mills within such district, specifying the purposes for which an additional levy may be made, providing for the submission of such additional levy for the purpose of raising money to build, alter, repair or enlarge school houses in succeeding years, providing for the submission of an additional levy for a definite number of years for the purpose of raising money to build, alter, repair or enlarge any school house, and amending Section 122 of the Revised Codes of Montana, 1921, providing for the form and method of marking the ballots and the conduct of elections where the question of an additional levy is submitted to the electors of any school district, and requiring the Board of Trustees of school districts to certify the amount of special levies to the Board of County Commissioners." Committee on Education.

H. B. No. 307, by Lillis: A Bill for an Act entitled: "An Act defining the title conveyed by tax deed." Committee on Judiciary.

H. B. No. 308, by Committee on Agriculture: A Bill for an Act entitled: "An Act to promote the development of the Montana egg industry."

to prohibit the sale of eggs unfit for human food; to prevent deception in the sale of eggs; and to encourage greater consumption thereof by regulating and standardizing the grading, classification and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this Act, and repealing Sections 2585, 2634, 2635, 2636, 2637, 2638 and 2639 of the Revised Codes of Montana of 1921, Acts amendatory thereto, and all Acts and parts of Acts in conflict herewith." Committee on Agriculture.

H. B. No. 309, by Committee on State Boards and Officers: A Bill for an Act entitled: "An Act to amend Section 10001 of the Revised Codes of Montana of 1921, as amended by Chapter 119 of the Twenty-first Legislative Assembly of 1929, relating to the duties of the Public Administrator, the County Treasurers and the State Treasurer, in the handling of escheated estate moneys." Committee on State Boards and Officers.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 73 and 170.

GREEN, Chairman.

Report adopted.

Motion by Leavitt, seconded and carried, the House recessed until 2:00 p.m.

AFTERNOON SESSION

House resumed at 2:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

On request by Leavitt, Curran of Roosevelt and Hamilton of Phillips were excused for the afternoon.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bill No. 168.

NYQUIST, Chairman.

Report adopted.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Cole: A Bill for an Act entitled: "An Act providing for the validating of tax sales and deeds and contracts relative to sales of real property by Boards of County Commissioners."

By Shannon, Minnick, Martin, Haverfield, Dellwo, Hamilton of Phillips: "A Memorial to the Congress of the United States, urging sufficient appropriations for the proper care and isolation of cases of tuberculosis on the Indian Reservations in Montana."

By Bechtel: A Bill for an Act entitled: "An Act to amend Section 1998 of the Revised Codes of Montana of 1921, relating to exemptions from taxation."

By Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Section 3566 of the Revised Codes of Montana of 1921, relating to the promotion and regulation of apiculture in the State of Montana."

By Troy: A Bill for an Act entitled: "An Act to amend Sections 6 and 7 of Chapter 89 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the organization and incorporation of State banks; compelling the issuing of a certificate of incorporation upon substantial compliance with the provisions of this Act; and providing a penalty for failure to issue certificate."

By Fairgrieve: "A Memorial requesting the Congress of the United States of America to impose a duty upon gas."

By Sample: A Bill for an Act entitled: "An Act to amend Section 6336 of the Revised Codes of Montana, 1921, Relating to the exemption

of certain societies from the provisions of the Fraternal Benefit Insurance Act."

By Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act re-appropriating money from the 'Other Expense Fund' of the State Treasurer's appropriation for the biennial period ending June 30, 1931 for the specific purpose of making protective and other improvement in the office of the State Treasurer."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration House Bill No. 198, introduced by Schilling, A Bill for an Act entitled: "An Act to amend Chapter 57 of the Session Laws of the Twentieth Legislative Assembly of Montana, relating to building and loan associations, foreign and domestic, by enacting a new section to be designated as Section 7a forbidding fiscal agency or promotion contracts without the approval of the superintendent of banks and declaring a violation thereof to be a misdemeanor", respectfully report as follows: That House Bill No. 198 do pass.

MANNING, Chairman.

On motion by Manning, report adopted.

Mr. Speaker: We, your Committee on Rules, Joint Rules and Order of Business, having had under consideration motion that House Rule No. 28 be suspended relative to House Bill No. 133, recommend that the motion be adopted and the rule suspended.

MOSS, Chairman.

On motion by Moss, report adopted. Haight of Fergus arose to point of order. Point of order overruled. Substitute motion that report be indefinitely postponed, lost. Report adopted on roll call as follows:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Casey, Coffee, Cole, Cooney, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, O'Day, Pappin, Porter, Quamme, Rigg, Roll, Ross, Salyerds, Sample, Schilling, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Waite, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Budas, Chapman, Cranston, Fairgrieve, Freed, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Manning, McCormack, Nyquist, O'Connell, Parker, Pauly, Replogle, Rolph, Ryder, Shannon, Sheffer, Ueland, Andrew; Ueland, R. R., Vollmer, Waring. Total 25.

Absent and not voting: Curran, Hamilton (Phillips), Lillis, Watson (Missoula). Total 4.

MOTIONS AND RESOLUTIONS

Moved by Moss that the House reconsider its action on H. B. No. 133; motion seconded and carried. So ordered by the Chair.

Moved by Moss that H. B. No. 133 be taken from the Chief Clerk and re-referred to Committee on Appropriations. Motion seconded and carried. So ordered.

Moved by Freed that the House reconsider its action on H. B. No. 170. Motion lost.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 244, A Bill for an Act entitled: "An Act relating to the sale of animal or poultry food; prescribing certain duties in connection with the sale thereof, prohibiting misrepresentations as to weights and prescribing penalties", respectfully report as follows: That House Bill No. 244 do not pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 286, a Bill for an Act entitled: "An Act to amend Section 3386 of the Revised Codes of Montana of 1921, relative to the trespass of animals in herd districts, and prescribing penalties", respectfully report as follows: That House Bill No. 286 do pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 295, a Bill for an Act entitled: "An Act to license gasoline dealers engaged in the business in the State of Montana; requiring such dealers to file with the state board of equalization a bond conditioned upon the payment of gasoline license taxes; providing for revocation of licenses, and making violations of the provisions of this Act a misdemeanor", respectfully report as follows: That House Bill No. 295, do pass.

MOSS, Chairman.

On motion by Moss, report adopted.

Mr. Speaker: We, your Committee on Highways, having had under consideration H. B. No. 251, introduced by Troy, a Bill for an Act entitled: "An Act prohibiting the defacing and injuring of motor vehicles and providing punishment therefor", respectfully report as follows: That H. B. No. 251 be re-referred to the Judiciary Committee.

MOSS, Chairman.

On motion by Moss, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was introduced, read first and second time, and referred to Committee on Fish and Game.

H. B. No. 310, by Parker: A Bill for an Act entitled: "An Act to amend Section 3695 of the Revised Codes of Montana of 1921 as amended by Section 6 of Chapter 77 of the Session Laws of the Eighteenth Legislative Assembly, 1923, and as further amended by Section 1 of Chapter 43 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to commercial fish lakes or ponds and regulations regarding same."

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of a Special Order of Business on H. B. No. 86. Motion seconded and carried.

Roll of Cascade in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 86, recommend that H. B. No. 86 do pass.

ROLL, Chairman.

On motion by Roll, report adopted.

The Speaker gave notice that he was about to sign S. J. M. Nos. 1, 3 and S. J. R. No. 2, thereupon signed the same.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders, under the following rules: Proponents and opponents of bills to be given 7 minutes and all others five minutes; for the discussion of amendments proponents and opponents five minutes and all others three minutes; no trading of time and all members allowed to speak but once on measures or amendments except proponents and opponents permitted to close.

Motion seconded and carried.

A. Ueland in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. No. 61, Sub. 98, Nos. 152, 178, 179, 193, 194, 195 respectfully report as follows: H. B. No. 61, do pass, Sub. H. B. No. 98, do pass, H. B. No. 152, do pass, H. B. No. 178, do pass, H. B. No. 179, do pass, H. B. No. 193, do pass, H. B. No. 194, do pass. Consideration of H. B. No. 195, passed for the day.

A. UELAND, Chairman.

On motion by Ueland, report adopted.

CONSIDERATION OF GENERAL ORDERS

Leavitt moved that the House resolve itself into Committee of the Whole under the rules of the previous sitting for the Consideration of General Orders. Motion seconded and carried.

Moss of Flathead in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 197, 212, 213, 217, 227, 235, 237, 254, S. B. No. 25, S. B. No. 44, Sub. H. B. No. 37, H. B. Nos. 101, 142, respectfully report: That consideration of H. B. No. 197 be passed for the day, H. B. No. 212 do pass, H. B. No. 213 do pass, H. B. No. 217 do pass, Consideration of H. B. No. 227 passed for the day, H. B. 235 do pass, consideration of H. B. No. 237 passed temporarily, H. B. 254 amended as follows: Amend Sec. 1 of printed bill by striking out in line 16 after the word "household" the comma and inserting in lieu thereof the word "or" and by placing a period after the word "service" and striking out all of lines 16, 17 and 18 beginning with the word "farm"; further amend Sec. 1 by adding letter "s" to the word "occupation" in line 9, and changing the word "and" where it appears first in the word "of" in line 10; that H. B. No. 254, as amended do pass. Consideration of S. B. No. 25, passed temporarily, S. B. No. 44 consideration passed temporarily, H. B. No. 101 do pass, consideration of Sub. H. B. No. 37 passed temporarily, H. B. No. 142 do pass.

MOSS, Chairman.

On motion by Moss, report adopted.

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice that they would on tomorrow or some subsequent day introduce bills as follows:

By Hanson: A Bill for an Act entitled: "An Act to restrict the running of dogs at large; to protect livestock from depredations of dogs;

to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this Act a misdemeanor and providing penalties therefor, and providing for the collection of damages by owners of livestock injured by dogs."

By Committee on Livestock and Public Ranges: A Bill for an Act entitled: "An Act to amend Chapter 69 of the Laws of the Twenty-first Legislative Assembly, being 'An Act regulating the slaughtering of neat cattle and the selling of the meat and the by-products thereof; defining and providing for the licensing of butchers and meat peddlers; for the inspection and tagging and stamping of hides and meat; for the issuance and recording of certificates of inspection; fees for such inspection and penalties for violation of this Act; and repealing Chapter 121 of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith'."

By Vollmer and O'Connell: A Bill for an Act entitled: "An Act establishing civic centers at each and all school houses in third class districts in the State of Montana where the citizens, parent teacher associations, camp fire girls, boy scouts troupes, clubs and associations formed for recreational, educational, political, economic, artistic and moral activities of the respective public school districts may engage in supervised recreational activities, providing for the control of such civic centers and providing further for expenses in connection therewith."

By Erickson and Hagestad: A Bill for an Act entitled: "An Act to amend Chapter 144 of the Session Laws of the Twentieth Legislative Assembly 1927, relating to the authority of County Commissioners to invest moneys under the control of the county in County and School District Warrants and prescribing the duties of the County Commissioners, County Clerk and County Treasurer in connection therewith."

By Hagestad and Erickson: A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana, 1921, as amended by Chapter 124 of the Session Laws of the Eighteenth Legislative Assembly, 1923, and Chapter 48 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the allowance of traveling or other expenses of State, County, City and School District officers and employees."

By Moss, Lillis, Meyer, Sullivan, Hamilton of Phillips: A Bill for an Act entitled: "An Act amending Sections 8883, 8885, 8886, 8887, 8889, 8890 and 8893 of the Revised Codes of Montana of 1921 defining juries and the qualifications of jurors; making women eligible for jury service; providing for certain exemptions from jury service; and repealing all acts and parts of acts in conflict herewith."

My Merriman: A Bill for an Act entitled: "An Act to authorize the discontinuance of county high schools, specifying a procedure therefor and prescribing the method of disposing of the property of such high schools and of caring for their obligations in event of such abolishment, and repealing Chapter 125 of the Laws of the 18th Legislative Assembly of the State of Montana of 1923."

By Insurance Committee: A Bill for an Act entitled: "An Act requiring companies and agents dealing in motor club service contracts to be licensed by the Commissioner of Insurance, defining terms used herein; prescribing manner of obtaining license and requirements thereof; prescribing forms of contract and the filing thereof and penalties for violation of the provisions of this Act."

By Committee on Insurance: A Bill for an Act entitled: "An Act to amend Sections 4027 and 4028 of the Revised Codes of Montana of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Sections 4029, 4032, 4033, 4037 and 4038 of the Revised Codes of Montana of 1921, and Section 4040 of the Revised Codes of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Section 4043 of the Revised Codes of Montana of 1921, and Section 4050 of the Revised

Codes of Montana of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Sections 4051, 4052 and 4053 of the Revised Codes of Montana of 1921, defining investment companies and securities and prescribing regulations thereof; providing for the registration of agents of investment companies and granting permits to do business and prescribing fees to be paid by investment companies and stockbrokers and agents thereof, and prescribing the duties of the Investment Commissioner."

By Meyer: A Bill for an Act entitled: "An Act to provide a method for the determination of the ownership of personal property attached and claimed by a third party, and repealing Section 9273 of the Revised Codes of Montana for 1921."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 246, A Bill for an Act entitled: "An Act relating to the floating indebtedness of counties outstanding at the close of the fiscal year ending June 30th, 1931, and providing for the issuance of bonds to fund indebtedness or the levying of special taxes to pay such floating indebtedness", respectfully report as follows: That House Bill No. 246 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 262, A Bill for an Act entitled: "A Bill to provide for the refund of taxes erroneously or illegally collected and for the cancellation of erroneous or illegal assessments," respectfully report as follows: That House Bill No. 262 be amended by striking in line 9, page 2, the words "sixty days (60)" and inserting the words "six months (6)", in lieu thereof. Be it further amended by striking in line 17, page 2, the words "sixty days (60)", and inserting in lieu thereof the words "six (6) months". And as amended the bill do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

On request by Logan, unanimous consent was granted for the Committee of Appropriations to introduce a bill without previous notice.

The following bills were introduced, read first and second time and referred to Committees.

H. B. No. 311, by Buck and Coffee: A Bill for an Act entitled: "An Act releasing owners and operators of motor vehicles from responsibility for damages or injuries to gratuitous passengers; providing such passenger assumes the ordinary negligence of such owner or operator; and providing the ordinary negligence of such owner or operator is imputed to such passenger; excepting owners or operators of motor vehicles whose gross negligence or reckless operation was the proximate cause; and also excepting owners or operators of such vehicles for hire or which are being demonstrated." Committee on Public Safety.

H. B. No. 313, by Salyerds, Ross, Minnick, Merriman, Shannon, A. Ueland, Haverfield, Gordon, Miller, Dougherty: A Bill for an Act entitled: "An Act amending Section 1704 of the Revised Codes of Montana of 1921, authorizing the Boards of County Commissioners to levy an additional special tax for the purpose of constructing maintaining and repairing public bridges and providing for a rate of such taxation." Committee on Townships and Counties.

H. B. No. 314, by Pappin, Knight, O'Connell: A Bill for an Act entitled: "An Act providing for the registration and licensing of contractors. and defining the term contractor: providing for the creation of a Con-

tractors license Board and Registrar and the compensation of its members and expense of administration thereof, and providing the method of obtaining license to engage in the business of contracting: fixing the fee for such license and providing a method of suspension, cancellation and renewal of such license: providing for a surety bond for such licenses and prescribing penalties for violation of this Act, and providing for the review on appeal from the Act of said contractors licensing board: and providing for the repeal of all Acts in conflict herewith." Committee on Ways and Means.

The following bills was introduced, read first and second time at length and referred to committee.

H. B. No. 312, by Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money for the State Highway Commission for the period beginning July 1, 1931 and ending June 30, 1933". Referred to Committee on Appropriations.

Moved by Leavitt that house recess until 8:00 p.m. Motion seconded and carried.

HOUSE RESUMED

House resumed at 8:00 p. m., pursuant to recess.

Mr. Speaker in the chair.

The following communication was received.

The University of Nebraska Club will hold its annual dinner at 6:30 p.m., Monday evening, February 16th, at the home of Frank H. Johnson, 706, Monroe St., and any member that has at any time attended the University of Nebraska is invited to come and bring his wife. If going to attend this dinner please call Mrs. J. R. Pollock on 1948R.

NOTICES

Authors gave notice that they would tomorrow or some subsequent day introduce bills as follows:

By Leavitt: A Bill for an Act entitled: "An Act to amend Sections 5232 and 5234 of the Revised Codes of Montana of 1921, relating to special improvement districts in cities and towns; providing for the calling for bids for work and awarding of contracts; providing for the readvertising for bids within two years; providing this Act be applicable to such districts created within the preceding two years; and providing for the re-letting of contracts after default of contractor."

By Darlington, Bechtel, Stewart: A Bill for an Act entitled: "An Act to amend Section 12 of Chapter 57 of the Laws of the Twentieth Legislative Assembly of 1927 relating to powers and duties of building and loan associations by adding thereto a provision for the consolidation of building and loan associations and for the absorption by one building and loan association of one or more other building and loan associations and prescribing the manner in which such consolidation or absorption shall be affected."

By Darlington, Bechtel, Stewart: A Bill for an Act entitled: "An Act to amend Section 19 of Chapter 57 of the Montana Session Laws of 1927 relating to payment of expenses, losses and contingent fund, also dividends, of building and loan associations and adding thereto a provision for an optional and limited reserve fund under certain conditions."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 4767 of the Revised Codes of Montana of 1921 as amended by Chapter 29 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as further amended by Chapter 137 of the Session Laws of the Nineteenth Legislative Assembly, 1925, as further amended by Chapter 134 of the Session Laws of the Twentieth Legislative Assembly, 1927 and as further amended by Chapter 49 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the deposit of county, city and town funds."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 182 of the Revised Codes of Montana of 1921, as amended by Chapter 85 of the Session Laws of the Eighteenth Legislative Assembly, 1923, and further amended by Chapter 180 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the depositing of funds in the hands of the State Treasurer and providing for the security to be delivered by the banks designated as depositories by the State Depository Board."

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into the Committee of the Whole for the Consideration of General Orders under rules of the previous sitting. Motion seconded and carried.

Roll of Cascade in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 153, 163, 164 and 204, respectfully report as follows:

H. B. No. 153 do pass.

H. B. No. 163 do pass.

H. B. No. 164 do pass.

H. B. No. 204 do pass.

ROLL, Chairman.

On motion by Roll, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under same rules as the previous sitting. Motion seconded and carried.

Finlen of Silver Bow in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 224, 236, 245, H. J. M. No. 5, Senate Bills Nos. 25 and 44, H. B. No. 237, Sub. H. B. No. 37, respectfully recommend that H. B. No. 224, do pass, H. B. No. 236, be amended as follows: Amend section one, line 3, by inserting the word "Section" before the figures "10307"; further consideration passed temporarily, H. B. No. 245 do pass, H. J. M. No. 5 adopted, H. B. No. 236, as amended do pass, H. B. No. 237, amended as follows: Amend Sec. 3, in line 7 by inserting between the words "in" and "which" the words: "the county in"; amend Sec. 6 by inserting in line 3, between the words "previous" and "receipt" the word, "registration"; amend section 2 by striking out the word and (or) figures "six" or "6" in lines 8, 9, 10, 11, 15, 21, and inserting in lieu thereof the words "word and (or) figures "five"; and amend section 2, by striking out in line 10 all after the word "year" including all of lines 11, 12, 13, 14, 15, 16, 17, and inserting in lieu thereof the words: "provided that unless one-half of such taxes are paid on or before 5 o'clock p.m. on the 30th day of November of each year, then such amount so payable shall become delinquent and a penalty of five per cent thereof shall be added thereto and said sum shall draw interest at the rate of two-thirds of one per cent per month from the date of delinquency until paid. All taxes dues and not paid on or before 5 o'clock p.m. on the 31st day of May of each year shall be delinquent and a penalty of five per cent thereof shall be added thereto and the said sum shall draw interest at the rate of two-thirds of one per cent per month from the date of the delinquency until paid." Amend

Section 6, by striking out in line 3 the words "for the" and striking out in line 4 of Sec. 6, the words "year preceding"; that H. B. No. 237 as amended do pass. Senate Bill No. 25, be concurred in, Senate Bill No. 44, be not concurred in, that further consideration of Sub. H. B. No. 37 passed for the day.

FINLEN, Chairman.

On motion by Finlen, report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report that the following bills correctly printed: H. B. Nos. 48, 215, 252, 273, 274, H. J. R. No. 4.

NYQUIST, Chairman.

Moved by Leavitt that the House adjourn until Wednesday, February 11, 1931, at 10:00 a.m.

Motion seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-EIGHTH DAY

House of Representatives,
Helena, Montana, February 11, 1931.

House convened at 10:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 37th legislative day find the same to be correct.

EKEGREN, Chairman.

NOTICES

Authors gave notice they would on tomorrow or some subsequent day introduce bills as follows:

By Leavitt: A Bill for an Act entitled: "An Act to amend Section 8867 of the Revised Codes of Montana of 1921, relating to and defining the powers of District Judges in chambers."

By Woodcock and Gordon: A Bill for an Act entitled: "An Act to appropriate money in favor of the Town of Geraldine for special improvement assessments on State owned lots, subject to the approval of the State Board of Examiners."

By Southmayd, Brown of Gallatin, Darlington, Dunn: "A Resolution requesting Congress to set aside April 21st, as a legal holiday throughout the United States of America to be known as "Muster Day" in honor of the Spanish American War Veterans."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act providing for State Fire Insurance on all property, real or other, owned by the State of Montana, providing for the establishment of a special fund to cover any losses which may be sustained by fire, providing for the investment thereof and providing for repairing or rebuilding property damaged by fire."

By Budas: "A Joint Memorial to Congress requesting the enactment of Senate Bill No. 5109 by Frazier, relating to the liquidating and re-financing of agricultural credit system through the agencies of the Fed-

eral Farm Loan System, the Federal Reserve Banking System and the Postal Savings Depository System."

By Casey: A Bill for an Act entitled: "An Act relating to registration of motor vehicles; relating to the application for registration; and the furnishing and production of County Treasurer's certificate and the City Treasurer's certificate of cities or towns, the Treasurer of which collects the city taxes, relating to taxes; defining the duties of the County Treasurer, the City Treasurer of cities or towns, the Treasurer of which collects the city taxes, and the Registrar of Motor Vehicles and providing a penalty for failure to make application for registration within a prescribed time, and repealing all of Chapter 171 of the Session Laws of the Twenty-first Legislative Assembly of Montana."

By Committee on Agriculture: A Bill for an Act entitled: "An Act to provide for licensing of farm storage, public warehousemen, and the issuance of special bin farm warehouse receipts."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 206, A Bill for an Act entitled: "An Act providing for liens upon crops for the purchase price of food and necessities sold the producer of agricultural crops which food and necessities are required for the sustenance of the producer and his dependents for the production or harvesting of said crops: Giving said liens priority over all other liens and incumbrances except seed and threshermen's liens and liens on file or record at the time this Act takes effect: Relating to the method of creating said liens, the duration, release and foreclosure thereof, and the fees to be charged by the county clerk and recorder", respectfully report as follows: That H. B. No. 206, be printed and placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 161, A Bill for an Act entitled: "An Act to amend Section 8280 of the Revised Codes of Montana of 1921, relating to the renewal of chattel mortgages by affidavits, respectfully report as follows: That H. B. No. 161, be amended as follows: In lines 12 and 13, page 2, of the original bill, strike out the words "chattel mortgages" and insert in lieu thereof the words "mortgage of personal property"; in line 13, page 2 of the original bill, strike out the word "again" which follows the word "be"; strike out the words "for periods" which follow the word "renewed" and insert in lieu thereof the words "a second time for a period"; strike out the word "three" and insert in lieu thereof the word "five". Strike out the word "each" following the word "years"; in line fifteen, page 2 of the original bill after the word "said" and before the word "renewal" insert the word "first". Strike out the word "periods" and insert in lieu thereof the word "period". In line 16, page 2 of the original bill strike out the words "periods of three" and insert in lieu thereof the word "five". In line 17, page 2 of the original bill strike out the word "each" which follows the word "years". Strike out the word "affidavits" and insert in lieu thereof the word "affidavit". And when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

Helena, February 10, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Substitute for S. B. Nos. 23 and 26 was this day read three

several times and passed, title agreed to, and bill is herewith transmitted to the House for concurrence.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence, and bills are herewith returned to the House: H. B. No. 62, by Committee on Agriculture; recommended for non-concurrence by Committee of the Whole, report adopted. H. B. No. 100, by Brown of Gallatin; recommended for non-concurrence by Committee on Judiciary, report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in as amended, title agreed to, and bills are herewith returned to the House: H. B. No. 111 by Quamme: Amend in Section 4 by striking out in line 35 of the printed bill the word "claimant" and inserting in lieu thereof the word "prevailing party." Amended by Senate Committee of the Whole. H. B. No. 136, by Fish and Game Committee: Amend title by striking out in line 4 the figures "25" and inserting in lieu thereof the figures "21." Amend in Section 1, line 8, printed bill, by adding after the word "lake" the words "or the possession of any spear, gig or barbed fork." Amend in Section 1, line 14, printed bill, by adding after the word "lines" the words "spear, gig or barbed fork." Amended by Senate Committee on Fish and Game.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and the Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Joint Resolution No. 2, by Committee on Agriculture, was this day read three several times and concurred in, title agreed to, and the same is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows: H. B. No. 82 be concurred in. That consideration of S. B. No. 16 be passed for the day. That S. B. No. 12 do not pass. That H. B. No. 62 be not concurred in. That H. B. No. 67 be concurred in. That H. B. No. 78 be concurred in. That consideration of H. B. No. 79 be passed for the day. That consideration of Sub. for H. B. No. 123 be passed for the day. That H. B. No. 128 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 243 was this day introduced in the Senate, read first and second time and referred to Committee on Finance and Claims.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Banks and Banking this day recommended that S. B. No. 40 do pass, report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given: By Stoutenburg: A Bill for an Act entitled: "An Act to amend Chapter 141 of the Session Laws of the Twenty-first Legislative Assembly, 1929, as amendatory to Chapter 154 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Chapter 103 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to transportation companies, making said Act applicable to common carriers operating within or without the limits of municipal corporations; and rules and regulations regarding bonds and insurance policies." By Church: A Bill for an Act entitled: "An Act to amend Section 7594 of the Revised Codes of Montana of 1921 as amended by Chapter 145 of the Laws of the Nineteenth Legislative Assembly, relating to contracts of sale of personal property and the assignment thereof."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to committees: S. B. No. 82, by Gustafson: A Bill for an Act entitled: "An Act authorizing the Board of County Commissioners to create a noxious weed destruction fund, and authorizing the purchase and furnishing of poison to exterminate noxious weeds." Committee on Agriculture. S. B. No. 83, by Survant: A Bill for an Act entitled: "An Act authorizing and empowering Boards of County Commissioners to cause to be prepared and installed in the office of the County Clerk and Recorder, abstract or land tract indexes, and providing for maintaining the same." Committee on Judiciary. S. J. R. No. 3, by Gustafson: A concurrent resolution memorializing Congress to pass and the President to approve House Resolution 9599 by Leavitt. Committee on Federal Relations.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given: By Keeley, by request: A Bill for an Act entitled: "An Act amending Section 5275 of the Revised Codes of Montana of 1921, relating to street sprinkling in cities and towns of Montana and the payment therefor." By Committee on Sanitary Affairs: A Bill for an Act entitled: "An Act relating to the drilling of water wells, the supply from which is intended for use or is actually used for furnishing water, directly or indirectly, to or for public consumption or use; requiring data pertaining thereto to be filed with the State Board of Health; conferring certain jurisdiction in connection with the drilling of such water wells upon the State Board of Health; providing for the enforcement of this Act and the punishment for violation thereof, and repealing all Acts and parts of Acts in conflict herewith."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted: Committee on Judiciary: Recommend that S. B. No. 18

do not pass. Committee on Dairies and Dairying: Recommend that S. B. No. 27 do pass. Committee on Sanitary Affairs: Recommend that S. B. No. 66 do pass. Committee on Sanitary Affairs: Recommend that S. B. No. 67 do pass. Committee on Sanitary Affairs: Recommend that S. B. No. 68 do pass. Committee on Sanitary Affairs: Recommend that S. B. No. 69 do pass. Committee on Fish and Game: Recommend that S. B. No. 76 do not pass. Committee on Allocation of State Bonds: Recommend that S. B. No. 81 do pass. Committee on Judiciary: Recommend that H. B. No. 100, by Brown of Gallatin, be not concurred in. Committee on Finance and Claims: Recommend that H. B. No. 218, by Committee on Ways and Means, be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted: Committee on Roads and Highways: Recommend that S. B. No. 51, by McCormick, do pass. Committee on Roads and Highways: Recommend that S. B. No. 52, by Kemmis, Cooper and Rowland, do not pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the Engrossing Committee be authorized to correct H. B. No. 234, by inserting in line 16, original bill, after the word "cent," "4%." Motion seconded and carried.

Moved by Leavitt that H. B. No. 253 be made special order of business for Friday, February 13, 1931, at 10:30 a. m. on General Orders. Motion seconded and carried.

H. J. R. No. 5 was read at length and referred to Committee on Highways.

House Joint Resolution No. 5

Introduced by Salyerds, Ryder and Hamilton (Phillips).

To the Honorable, His Excellency, the Governor of the State of Montana; to the Highway Commission of the State of Montana; to the Secretary of Agriculture of the United States; to the Secretary of War of the United States, Greetings:

WHEREAS, House Joint Resolution Number Four of the Twenty-first Legislative Assembly called attention to the then existent and ever increasing need for bridging the Missouri and Lower Yellowstone Rivers in the State of Montana, and

WHEREAS, The State Highway Commission of the State of Montana by aforesaid House Joint Resolution Number Four was requested to make necessary examinations and surveys preliminary to the location for construction of highway bridges over aforesaid rivers, and

WHEREAS, The State of Montana through its Highway Commission, the Federal Government through the Bureau of Public Roads, the War Department through its control of the Missouri and Yellowstone rivers as navigable waters, and the County of Richland in the State of Montana have joined in furthering and contracting for the construction of the bridge desired near Sidney, Montana, and

WHEREAS, The contract for such bridge was let, due to the low price of material and labor, at such a reduced cost below the estimate of the engineers of the Montana State Highway Commission, to-wit, at approximately one hundred forty thousand dollars below said estimate, and

WHEREAS, It may be possible by immediate, consistent, and progressive action to save to the highway funds of the State of Montana, to the funds of the Bureau of Public Roads, and to the various interested

counties of the State of Montana similar approximate reductions in the cost of proposed bridges; in particular the bridge proposed to cross the Missouri River near Culbertson, Montana, and the bridge proposed to cross the Missouri River at the so-called Power Plant site between Fergus and Blaine counties on said river; plans for their share of the cost having been practically completed by the interested counties, now, therefore,

BE IT RESOLVED, That His Excellency, the Governor of the State of Montana, the Highway Commission of the State of Montana, the Secretary of Agriculture of the United States, the Secretary of War of the United States, and the Representatives of the State of Montana in the Congress of the United States, be, and hereby are, requested and urged to expedite in every possible way by immediate executive and legislative action, the progress of proposed bridge construction to the end that monetary saving may accrue to the highway funds of the State and Federal Government and that the benefit of the early completion of said bridges may be afforded the residents of the State of Montana and the general public.

BE IT FURTHER RESOLVED, That the Highway Commission of the State of Montana and the Bureau of Public Roads, be, and hereby is, requested and enjoined wherever possible, to provide for contributions from counties to federal aid highway and bridge construction, to be paid in several adjusted payments covering such period of time as the flexibility of highway funds and the construction payments for such highway or bridge construction may permit; and to facilitate in every way possible the economical distributive application of funds so contributed, that such payments be made without unnecessary burden upon said counties.

BE IT FURTHER RESOLVED, That a copy of this resolution be forwarded to His Excellency, the Governor of the State of Montana; to the Highway Commission of the State of Montana; to the Secretary of Agriculture of the United States; to the Secretary of War of the United States; and to the Senators and Representatives in Congress from the State of Montana.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time, and referred to committees:

H. B. No. 315, by Vollmer and O'Connell: A Bill for an Act entitled: "An Act establishing civic centers at each and all school houses in third class districts in the State of Montana where the citizens, parent-teacher associations, camp fire girls, boy scouts troops, clubs and associations formed for recreational, educational, political, economic, artistic and moral activities of the respective public school districts may engage in supervised recreational activities, providing for the control of such civic centers and providing further for expenses in connection therewith." Committee on Education.

H. B. No. 316, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 4767 of the Revised Codes of Montana of 1921 as amended by Chapter 29 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as further amended by Chapter 137 of the Session Laws of the Nineteenth Legislative Assembly, 1925, as further amended by Chapter 134 of the Session Laws of the Twentieth Legislative Assembly, 1927 and as further amended by Chapter 49 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the deposit of county, city and town funds." Committee on Townships and Counties.

H. B. No. 317, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 182 of the Revised Codes of Montana of 1921, as amended by Chapter 85 of the Session Laws of the Eighteenth Legislative Assembly, 1923, and further amended by Chapter 180 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the depositing of funds in the hands of the State Treasurer; and providing for the security to be delivered by the banks designated as depositories by the State Depository Board." Committee on State Boards and Officers.

H. B. No. 318, by Pappin: A Bill for an Act entitled: "An Act providing for the creation of water works reserves; providing for the levy, collection and use of a special tax, therefor." Committee on Affairs of Cities.

H. B. No. 320, by Erickson and Hagestad: A Bill for an Act entitled: "An Act to amend Chapter 144 of the Session Laws of the Twentieth Legislative Assembly 1927, relating to the authority of county commissioners to invest moneys under the control of the county in county and school district warrants and prescribing the duties of the County Commissioners, County Clerk and County Treasurer in connection therewith." Committee on Education.

H. B. No. 321, by Meyer: A Bill for an Act entitled: "An Act to provide a method for the determination of the ownership of personal property attached and claimed by a third party, and repealing Section 9273 of the Revised Codes of Montana for 1921." Committee on Judiciary.

H. B. No. 322, by Stewart, Darlington and Bechtel: A Bill for an Act entitled: "An Act to amend Section 19 of Chapter 57 of the Montana Session Laws of 1927 relating to payment of expenses, losses and contingent fund, also dividends, of building and loan associations and adding thereto a provision for an optional and limited reserve fund under certain conditions." Committee on Banks and Banking.

H. B. No. 323, by Stewart, Darlington and Bechtel: A Bill for an Act entitled: "An Act to amend Section 12 of Chapter 57 of the Laws of the 20th Legislative Assembly of 1927 relating to powers and duties of building and loan associations by adding thereto a provision for the consolidation of building and loan associations and for the absorption by one building and loan association of one or more other building and loan associations and prescribing the manner in which such consolidation or absorption shall be affected." Committee on Banks and Banking.

H. B. No. 324, by Committee on Livestock and Public Ranges: A Bill for an Act entitled: "An Act to amend Chapter 69 of the Laws of the Twenty-first Legislative Assembly, being 'An Act regulating the slaughtering of neat cattle and the selling of the meat and the by-products thereof; defining and providing for the licensing of butchers and meat peddlers; for the inspection and tagging and stamping of hides and meat; for the issuance and recording of certificates of inspection; fees for such inspection and penalties for violation of this Act; and repealing Chapter 121 of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith'." Committee on Livestock and Public Ranges.

H. B. No. 325, by Cole, by request: A Bill for an Act entitled: "An Act providing for the validating of tax sales and deeds and contracts relative to sales of real property by Boards of County Commissioners." Committee on Judiciary.

H. B. No. 326, by Leavitt: A Bill for an Act entitled: "An Act to amend Section 5232 and 5234 of the Revised Codes of Montana of 1921, relating to special improvement districts in cities and towns; providing for the calling for bids for work and awarding of contracts; providing for the re-advertising for bids within two years; providing this Act to be applicable to such districts created within the preceding two years; and providing for the re-letting of contracts after default of contractor." Committee on Affairs of Cities.

The following bill was introduced, read first and second times at length and referred to committee:

H. B. No. 319, by Leavitt and Dellwo, by request: A Bill for an Act entitled: "An Act reappropriating money from the 'other expense fund' of the State Treasurer's appropriation for the biennial period ending June 30, 1931, for the specific purpose of making protective and other improvements in the office of the State Treasurer." Referred to Committee on Appropriations.

House Joint Memorial No. 6

Introduced by Shannon, Minnick, Martin, Haverfield, Dellwo and Hamilton or Phillips.

Memorial to the Congress of the United States, urging sufficient appropriations for the proper care and isolation of cases of tuberculosis on the Indian reservations in Montana.

To the Honorable Senate and House of Representatives in the Congress of the United States of America:

Your Memorialists, the members of the Twenty-second Legislative Assembly of the State of Montana, the House and Senate concurring, respectfully represent:

THAT WHEREAS, The tuberculosis death rate on the Indian reservations in Montana is thirteen times as great as in the white population, and

WHEREAS, At the present time there are not adequate hospital facilities for the care of the Indians suffering from tuberculosis, and

WHEREAS, The only adequate method of preventing the spread of this disease is by proper hospitalization and isolation, and

WHEREAS, Having these foci of infection on the Indian reservations is not only a menace to the Indians but also to the white population;

BE IT RESOLVED, That it is the sense of the Twenty-second Legislative Assembly of the State of Montana, that the Congress of the United States should make adequate appropriation for the establishment of proper hospital facilities on each of the Indian reservations.

House Joint Memorial No. 7

Introduced by Fairgrieve.

WHEREAS, At the present time gas for fuel purposes is coming in from outside the boundaries of the United States in direct competition with coal, and

WHEREAS, There is no duty now imposed upon such gas and there is a duty of 45c per ton upon coal,

NOW, THEREFORE, BE IT RESOLVED, by the House of Representatives of the State of Montana, the Senate concurring, that the Congress of the United States of America be requested to impose, by proper legislation, a tariff upon gas coming into the United States, commensurate with the present tariff on coal.

RESOLVED, That a copy of this memorial be transmitted by the Secretary of the State of Montana to the Senate and House of Representatives of the United States of America, and to each of the Senators and Representatives of the State of Montana in Congress.

Substitute Senate Bill for Nos. 23 and 26, introduced by Committee on Counties and Towns as substitute bill for Senate Bills 23 and 26: A Bill for an Act entitled: "An Act to amend Section 4465 Revised Codes of Montana, 1921, as amended by Chapter 95 Acts of 18th Legislative Assembly and by Chapter 54 Acts of 20th Legislative Assembly, relating to the general and permanent powers of Boards of County Commissioners." Referred to Committee on Townships and Counties.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders under the same rules as the previous sitting. Motion seconded and carried.

Green of Dawson in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 195, 197, 227, Sub. H. B. No. 37, H. B. No.

48, respectfully report as follows: Recommend that H. B. No. 195 be amended as follows: Amend Section 15 by inserting at the end of line 19 the following: "provided however that nothing in this Act shall preclude cities and towns from issuing automobile drivers permits or regulating traffic within the limits of such cities or towns, not inconsistent with the provisions of this Act." Amend Section 6 by striking out in line 4 the word "fourteen" and inserting in lieu thereof the word "eighteen"; amend Section 17 by striking out in line 11 the word "three" and inserting in lieu thereof the word "two"; amend Section 18 by inserting in line 3 between "and" and "receiving" the word "upon"; and in line 26 inserting "Section 25 of this Act or Section 32." Amend Section 4 by striking out the figures "32" in line 15 and inserting in lieu thereof the figures "25"; that H. B. No. 195, as amended, do pass. Consideration of H. B. No. 197 passed for the day. H. B. No. 227 amended as follows: Amend Section 1 by striking out all of line 13 and inserting in lieu thereof the words and figures: "One, 100, dollars; two, 200 dollars; three, 300 dollars; four, 400 dollars; five, 500 dollars; six, 600 dollars; seven, 700 dollars; eight, 800 dollars; nine, 900 dollars; ten, 1,000 dollars; eleven to sixteen, 2,500 dollars; that H. B. No. 227, as amended, do pass.

Substitute H. B. No. 37, amended as follows: Amend Section 1 by striking out the words "a paid" in line 12 of printed bill, and inserting in lieu thereof the words: "an organized"; that Sub. H. B. No. 37, as amended, do pass. H. B. No. 48, amend Section 1 by striking out in line 14 the word "constructed" and inserting in lieu thereof the word "construction"; further amend Section 1 by adding after the word "janitors" in line 8 and before the word "engineers"; "except in court houses of sixth and seventh class counties"; that H. B. No. 48, as amended, do pass.

GREEN, Chairman.

On motion by Green, report adopted.

House reverted to Order of Business No. 1.

COMMUNICATIONS AND PETITIONS

The following communication was received:

State of Montana, Helena, Montana, February 10, 1931.

Hon. W. R. Flachsenhar,
Speaker of the House of Representatives,
Helena, Montana.

My dear Mr. Flachsenhar:

In accordance with mandate contained in House Memorials 1 and 2, I have the honor to report that both memorials, properly certified, were transmitted as directed in the respective memorials and I now have pleasure in referring to you for the information of the Assembly a telegram received from Hon. Scott Leavitt, Representative Second Congressional District, State of Montana, as follows:

"Your letters conveying copies of House Joint Memorials one and two received. Assure you these matters, namely proposed Missoula Weather Bureau Station and regulation of manufacture and sale of oleomargarine, have had my active support. Will appreciate your so advising Legislature. Memorials being presented to House for reference proper committee."

Yours very truly,

W. E. HARMON, Secretary of State.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Cole: A Bill for an Act entitled: "An Act to amend Section 6, of Chapter 109, Laws of 1927, relating to the standards of gasoline sold in Montana."

By Sample: A Bill for an Act entitled: "An Act to regulate lobbying by State employees and providing penalties therefor."

By Committee on Agriculture: A Bill for an Act entitled: "An Act providing for the licensing of Farm Storage Public Warehousemen; providing for the regulations thereof, providing for the issuance of special bin farm warehouse receipts and repealing Chapter 27 of the Session Laws of the Twenty-first Legislative Assembly, 1929; and all other Acts and parts of Acts in conflict herewith."

By Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 624 of the Revised Codes of Montana of 1921; and to repeal Sections 631, 633, 634, 635, 636, 637, 638, 646, 647, 650, 653, 654, 655, 656, 657, 658, 659, 660, 661, 664, 665, 666, 667, 668, 669, 670 of the Revised Codes of Montana of 1921; and to repeal Section 632 of the Revised Codes of Montana of 1921, as amended by Chapter 3 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Section 639 of the Revised Codes of Montana of 1921, as amended by Chapter 7 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Section 640 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923, and as further amended by Chapter 125 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Sections 641, 644 and 645 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923; and to repeal Sections 648 and 649 of the Revised Codes of Montana of 1921, as amended by Chapter 12 of the Session Laws of the Nineteenth Legislative Assembly of 1925; and to repeal Section 651 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923, and as further amended by Chapter 14 of the Session Laws of the Twentieth Legislative Assembly of 1927, and as further amended by Chapter 67 of the Session Laws of the Twenty-first Legislative Assembly of 1929; and to repeal Section 652 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923; and to repeal Section 662 of the Revised Codes of Montana of 1921, as amended by Chapter 98 of the Session Laws of the Twentieth Legislative Assembly of 1927, and as further amended by Chapter 34 of the Session Laws of the Twenty-first Legislative Assembly of 1929; all relating to primary elections; and to repeal all Acts and parts of Acts in conflict herewith; and to provide for the nomination of party candidates for municipal, county and district officers by direct vote and to provide for the nomination of party candidates for state and congressional offices by party convention; for the election of county central committeemen by direct vote and for the election of a state central committee by a county convention; for the holding of meetings and conventions by the state central committee and for the nomination of party candidates for state and congressional offices by party conventions, specifying the qualifications of voters and providing for the holding of primary elections and providing for office supplies, canvassing of votes and the return and canvass of the ballot at such election by the Board of County Commissioners; canvassing of votes for nomination for office of district judge; providing for the determination of the nomination in case of a tie vote; providing the county shall furnish election supplies; providing for nomination by petition; the certifying of nominees of state conventions; filing of nomination papers in offices of Secretary of State and County Clerk; the certifying by the Secretary of State as to the rights of candidates for district judge; fees for filing nomination; preparation of ballots by County Clerk; form of primary ballots; nomination by petition; preservation of certificates of nomination; certification of nomination by Secretary of State; preparation of names of nominees by County Clerk; filling of vacancies in nominations; providing for the personal expense of candidates; filing of itemized accounts of expense of candidates; defining perjury and providing penalties therefor and for the signing of the name of another person on a nomination paper or certificate."

By Fairgrieve: A Bill for an Act entitled: "An Act to raise revenue for the State of Montana to be known as the chain license Act; providing what business shall be taxed thereunder."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to define lobbying, prescribing the conditions under which lobbying may be engaged in, defining lobbyist, providing modes for the identification of lobbyist, defining illegal modes of engaging in the practice of lobbying and fixing penalties therefor."

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the Entertainment Committee extend for the House of Representatives a note of sincere thanks to Messrs. Eckhardt and Hartwig of the Marlow Theatre and Hon. Harry Meyer, our distinguished member from Silver Bow, for their kind invitation to attend the Pre-view of the wonderful, realistic picture entitled Cimarron shown last night, Tuesday, February 10th at the Marlow, and that a copy of the note of thanks be transmitted to each of the above named gentlemen. Motion seconded and carried.

Moved by Dellwo that the House authorize the engrossing clerk to change the word "one-half" in line 26, section 1, H. B. No. 204, to read "one-third." Motion seconded and carried.

Engrossing Committee reported as follows:

February 11, 1931.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. Nos. 164, 177 and 236.
NELSTEAD, Vice-Chairman.

February 11, 1931.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. Nos. 61, 86, 101, 142, 152, 163, 178, 179, 194, 212, 213, 217, 235.

NELSTEAD, Vice-Chairman.

The following announcement was submitted by the Committee on Revenue and Taxation:

The Committee on Revenue and Taxation will hold a public hearing on H. B. No. 240, introduced by McCormack, on Monday afternoon, February 16, 1931, in Senate Room No. 14.

Moved by Leavitt that the House recess until 2:00 p. m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m., pursuant to recess.

Mr. Speaker in the chair.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Freed: A Bill for an Act entitled: "An Act to amend Section 4775 of the Revised Codes of Montana for 1921; relating to appointment of under-sheriffs; to amend Section 4875 of the Revised Codes of Montana for 1921 relating to number of deputies allowed county officials."

By Schilling, by request: A Bill for an Act entitled: "An Act relating to the sale of real property belonging to an estate; providing, executors or administrators may contract with real estate agents for sale of real estate on commission; and providing regulations therefor."

By Fairgrieve: A Bill for an Act entitled: "An Act consolidating the offices of State Accountant and State Purchasing Agent; conferring upon the State Purchasing Agent all the powers now by law given to the State Accountant and imposing upon the State Purchasing Agent all the duties of the State Accountant; repealing all of Chapter 21, Revised Codes of Montana, 1921, being Sections 305, 306, 307, 308 and 309, of the Revised Codes of Montana, 1921; amending Section 285 of Chapter 19, Revised

Codes of Montana, 1921; declaring an emergency and repealing all Acts in conflict herewith."

By Merriman: A Bill for an Act entitled: "An Act to authorize the discontinuance of county high schools, specifying procedure therefor and prescribing the method of disposing of the property of such high schools and of caring for their obligations in event of such abolishment, and providing for the method of apportionment of high school funds to the school district in which a county high school was formerly located in the event of the abolishment of the county high school and the establishment of a district high school therein, and repealing Chapter 125 of the Laws of the 18th Legislative Assembly of the State of Montana of 1923."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Libraries, having had under consideration Senate Bill No. 20, introduced by Keeley, A Bill for an Act entitled: "An Act to amend Section 5049 of the Revised Codes of the State of Montana, for 1921, providing for the establishment by cities and towns of a free public library and for a tax levy for maintenance of the same," respectfully report as follows: That Senate Bill No. 20 be concurred in.

HAGESTAD, Chairman.

On motion by Hagestad, report adopted.

Mr. Speaker: We, your Committee on Highways, having had under consideration House Joint Resolution No. 5 introduced by Salyerds, Ryder, and Hamilton of Phillips: "In the furtherance of bridge construction on the Missouri river in Montana," respectfully report as follows: That House Joint Resolution No. 5 be adopted.

MOSS, Chairman.

On motion by Moss, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 138, A Bill for an Act entitled: "An Act to amend Section 8990 of the Revised Codes of Montana of 1921, and permitting any practicing attorney and counselor-at-law in the State of Montana to see any person or persons restrained of their liberty when requested to do so by any friend or the person so restrained, and permitting a said attorney at law to see and consult such person so imprisoned, alone and in private at the jail or other place of custody, and increasing the penalty for a violation of this Section to Five Hundred Dollars," respectfully report as follows: That House Bill No. 138 be amended as follows: In line 13, strike out the figures "8990" and the words "Attorney may see prisoner" and insert after the word "Section" the figure "1", and the following words "That Section 8990 of the Revised Codes of the State of Montana of 1921, be, and the same is hereby amended to read as follows: "Section 8990. Attorney may see Prisoner." Strike out in line 16 beginning with the word "must" and including all of line 17, 18, 19, 20, and the first word in line 21, and insert in lieu thereof the following: "must admit any practicing attorney and counsellor at law in this State, who has been, by any parent, relative, guardian or friend of such person so imprisoned or restrained, requested, retained or employed to consult or represent such person, or any practicing attorney and counsellor-at-law in this State, whom such person restrained of his liberty may desire to see or consult, to see and consult such person so imprisoned, alone and in private, at the jail or other place of custody." And when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 205, introduced by Committee on Irrigation and Water Rights, A Bill for an Act entitled: "An

Act creating a Mississippi Valley Water Conservation Commission," respectfully report as follows: That House Bill No. 205 do pass, but that before being printed and placed on General Orders it be referred to the appropriations committee for suitable action.

SALYERDS, Chairman.

On motion by Salyerds, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 95, A Bill for an Act entitled: "An Act to appropriate money for the payment of certain claims arising from the operation of certain State Departments since July 1, 1927," respectfully report as follows: That House Bill No. 95 be amended as follows: By striking out on page 1, Section 1, lines 15, 16, 17, 18, 19 and 20, which read as follows: "for an obligation due to the Industrial Accident Board for premium assessment for January to June 1929, for the Board of Entomology, \$148.40; for an obligation due to the Industrial Board for premium assessment for January to June, 1929, for the Custodian Department, \$99.04"; also to strike out on page 1, Section 1 lines 30 and 31, and on page 2, lines 1, 2, 3, 4, 5, 6, and 7, which read as follows: "for an obligation due to D. L. O'Hern of Miles City, Montana, on claim for judgment for costs entered against the State of Montana in a certain matter pending in the District Court of the Seventh Judicial District of the State of Montana, in and for the County of Dawson, in a matter wherein the State of Montana on the relation of Raymond Hildebrand, County Attorney of Dawson County, Montana, was plaintiff, and Mrs. H. T. Stallman, alias Ruby Smith, Maxine Collins and Mary Foss were defendants, said judgment being entered by the said Court on January 7, 1929, \$58.10." And as amended do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 282, A Bill for an Act entitled: "An Act to amend Section 1052 of the Revised Codes of Montana of 1921, relating to the report of expenditures of school districts; providing clerk of district annually make a detailed statement of moneys expended, and a detailed and itemized statement of all moneys expended where expenditures are less than five thousand dollars (\$5,000.00); providing for the posting and filing of the same," respectfully report as follows: That House Bill No. 282 be amended in the title in line 8, after the figures \$5,000.00" and before the word "providing", by inserting the following words "or the Board may provide for auditing the books"; and that the title be further amended in line 6 by adding the words "and itemized" before the word "statement" and after the word "detailed", that it be further amended in line 15 on page 1 after the word "detailed" by inserting the words "and itemized", and that it be further amended after the word "August" in line 29 by changing the "period" to a "comma" and adding the words "or he shall with the approval of the Board of Trustees, cause the books to be audited by either a certified public accountant or by the State Examiners Office." and that the bill do pass as amended.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 281, a Bill for an Act entitled: "An Act amending Section 1016 of the Revised Codes of Montana of 1921, providing school trustees shall not be interested in letting contracts and furnishing supplies for their school and providing school contracts involving seven hundred fifty dollars (\$750.00) or more, must be advertised before bids are let and reserving the right in the board to reject any and all bids," respectfully report as follows: That House Bill No. 281 do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 169, a Bill for an Act entitled: "An Act to appropriate money for the payment of delinquent assessments on certain school lands in Madison Dike and Drain District, Gallatin County, Montana," respectfully report as follows: That House Bill No. 169 be amended as follows: By adding after "M. P. M." in line 25 the following: "When payment has been made under this appropriation it shall constitute full payment of all construction charges against the said land arising from the construction of the said dike and drain district." And as amended do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 263, a Bill for an Act entitled: "An Act amending Section 964 of the Revised Codes of Montana of 1921, as amended by Chapter 82 of the Laws of the Nineteenth Legislative Assembly of 1925; relating to the apportionment of school moneys; providing when the warrants may be issued in anticipation of taxes levied but not collected," respectfully report as follows: That House Bill No. 263 do not pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Arnold (Rosebud) that S. B. No. 44 be reconsidered by the House on its action of yesterday. Motion seconded and carried.

Moved by Schilling that H. B. No. 233 and H. B. No. 250 be recalled from the Printing Committee and re-referred to the Judiciary Committee. Substitute motion by O'Connell, duly seconded, that H. B. No. 233 and 250 be not taken from Printing Committee and referred to Judiciary Committee, carried.

The following resolution was read at length:

House Joint Resolution No. 6

Introduced by Southmayd, Brown of Gallatin, Darlington and Dunn.

"A resolution requesting Congress to set aside April 21st, as a legal holiday throughout the United States of America to be known as 'Muster Day' in honor of the Spanish-American War Veterans."

BE IT RESOLVED by the House of Representatives of the State of Montana, the Senate concurring herein; that

WHEREAS, the Congress of the United States has, by special enactment, set aside as legal holidays the 4th of July as "Independence Day," the 30th day of May as "Memorial Day," and the 11th day of November as "Armistice Day," in honor of the patriots and veterans who served in the Revolutionary War, the Civil War and the World War; and

WHEREAS, no day has been set aside as a legal holiday in honor of the Spanish-American War Veterans who enlisted in the United States Army in 1898 and who served faithfully in the Spanish-American War until the end and who won said war for the United States of America.

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the State of Montana, the Senate concurring therein, that April 21st be set aside and known as a legal holiday throughout the United States of America as "Muster Day" in honor of the Spanish-American War Veterans.

BE IT FURTHER RESOLVED that a copy of this resolution take its place on the calendar and that a copy of this resolution be sent to each Representative and Senator of the State of Montana, in Congress assembled and that they be requested to offer in Congress now assembled, a bill or resolution which will carry out the purposes, request and intent of this resolution and that they will do all within their power to have set aside the day herein above mentioned as a legal holiday to be observed through-

out the United States and known as "Muster Day" of the Spanish-American War Veterans. Referred to Committee on Military Affairs.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time and referred to committees:

H. B. No. 327, by Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Section 3566 of the Revised Codes of Montana of 1921, relating to the promotion and regulation of apiculture in the State of Montana." Committee on Agriculture.

H. B. No. 328, by Moss, Lillis, Sullivan, Meyer, Hamilton of Phillips: A Bill for an Act entitled: "An Act amending Sections 8883, 8885, 8886, 8887, 8889, 8890 and 8893 of the Revised Codes of Montana of 1921 defining juries and the qualifications of jurors; making women eligible for jury service; providing for certain exemptions from jury service; and repealing all Acts and parts of Acts in conflict herewith." Committee on Judiciary.

H. B. No. 329, by Shannon: A Bill for an Act entitled: "An Act to amend Section 4824 of the Revised Codes of Montana of 1921 as amended by Chapter 117 of the Laws of the Eighteenth Legislative Assembly of 1923, relating to the office of County Auditor." Committee on Townships and Counties.

H. B. No. 330, by Committee on Agriculture: A Bill for an Act entitled: "An Act relating to the method and procedure for changing the period of time herd districts will be in effect." Committee on Agriculture.

H. B. No. 331, by Leavitt, by request: A Bill for an Act entitled: "An Act providing for the establishment and maintenance of junior colleges in certain school districts of the state; providing a method for submission of the question of their establishment to a vote of the people, and making County Treasurers custodians of junior college funds; permitting such colleges to accept donations and requests for certain purposes; amending Section 1308 of the Revised Codes of Montana of 1921; and repealing all Acts and parts of Acts in conflict therewith." Committee on Education.

H. B. No. 332, by Sample: A Bill for an Act entitled: "An Act to amend Section 6336 of the Revised Codes of Montana of 1921 relating to the exemption of certain societies from the provision of the Fraternal Benefit Insurance Act." Committee on Insurance.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders under the same rules as the previous sitting. Motion seconded and carried.

Doran of Silver Bow in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 168, 171, 192, 203, 215, 230, 252, 273, 274, H. J. R. No. 4, Senate amendments to H. B. Nos. 111 and 136, S. B. No. 44, respectfully report as follows: Recommend that consideration of H. B. No. 168 be passed temporarily. Consideration of H. B. No. 171 passed temporarily. Consideration of H. B. No. 192 passed temporarily. Consideration of H. B. No. 203 passed temporarily. H. B. No. 215 do pass. H. B. No. 230, amended as follows: Amend Section 1 by inserting in line 3 the word "Section" before the figure "9," that H. B. No. 230, as amended, do pass. H. B. No. 252 do pass. H. B. No. 273 do pass. H. B. No. 274 do pass. H. J. R. No. 4 be adopted. That Senate amendments to H. B. No. 111 be concurred in. Senate amendments to H. B. No. 136 be not con-

curred in and conference committee be requested. S. B. No. 44 be amended as follows: Amend Section 1 by adding at the end of the section the following: "Provided, however, that this Act shall apply only to irrigation districts having a bond indebtedness and actually furnishing water for irrigation." That S. B. No. 44, as amended, be concurred in.

DORAN, Chairman.

On motion by Doran, report adopted.

Committee on Printing reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 247, 250, 265, 291.

NYQUIST, Chairman.

Report adopted.

Committee on Engrossing reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bill No. 7, Sub. H. B. No. 98, H. B. Nos. 153, 193, 224, 245, House Joint Memorial No. 5.

GREEN, Chairman.

Report adopted.

The Speaker appointed the conference committee to act on Senate amendments to H. B. No. 136 as follows: Arnold (Stillwater), Watson (Meagher), Grabow (Park).

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration House Bill No. 297, a Bill for an Act entitled: "An Act to amend Section 2357 of the 1921 Revised Codes of Montana, as amended by Section 1 of Chapter 127 of the Laws of 1925, requiring persons engaged in the business of producing, manufacturing, or importing cement, and gypsum, and products of either, to pay to the State of Montana a license tax for engaging in such business, fixing the amount of such license tax and defining the term 'import'," respectfully report as follows: That House Bill No. 297 do pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration House Bill No. 305, introduced by Nelstead, by request, a Bill for an Act entitled: "An Act to amend Section 2101 of the Revised Codes of 1921 of the State of Montana as amended by Section 2 of Chapter 185 of the Laws of 1925, relating to the taxation of the property of freight line companies doing business in Montana, and providing for the classification thereof for taxation purposes," respectfully report as follows: That House Bill No. 305 do pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration Senate Bill No. 24, introduced by Survant, a Bill for an Act entitled: "An Act to validate sales made by Boards of County Commissioners of property acquired by counties by tax deeds," respectfully report as follows: That Senate Bill No. 24 be re-referred to the Judiciary Committee.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 277, a Bill for an Act entitled: "An Act to provide for a license tax to be paid by all persons, firms, copart-

nerships and corporations owning or operating hydro-electric power plants, hydro-electric light plants, or electric transmission lines or any system for the distribution or sale of electricity generated by water power," respectfully report as follows: That House Bill No. 277 be printed and placed on General Orders.

DUNN, Chairman.

On motion by Dunn, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 324, introduced by Committee on Livestock and Public Ranges, a Bill for an Act entitled: "An Act to amend Chapter 69 of the Laws of the Twenty-first Legislative Assembly, being 'An Act regulating the slaughtering of neat cattle and the selling of the meat and by-products thereof; defining and providing for licensing of butchers and meat peddlers; for the inspection and tagging and stamping of hides and meat; for the issuance and recording of certificates of inspection; fees for such inspection and penalties for violation of this Act; and repealing Chapter 121 of the Twentieth Legislative Assembly of Montana, and all Acts and parts of Acts in conflict herewith,'" respectfully report as follows: That House Bill No. 324 do pass.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 185, a Bill for an Act entitled: "An Act to amend Sections 2238 and 2239 of the Revised Codes of Montana of 1921, as amended by Chapter 102 of the Session Laws of the Eighteenth Legislative Assembly relating to the collection of personal property taxes, and the duties of County Assessors, County Treasurers, the State Board of Equalization, the Attorney General and County Attorneys in connection therewith," respectfully report as follows: That House Bill No. 185 do not pass.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 264, a Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of Montana of 1921, as amended by Chapter 48 of the Twentieth Legislative Assembly of the State of Montana of 1927, relating to the allowance of traveling or other expenses of state, county, city, county high school, school district, or other strictly educational association, officers or employees, at conventions, and authorizing the payment of dues," respectfully report as follows: That House Bill No. 264 do not pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 19, a Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana and Chapter 124 of the Eighteenth Legislative Assembly, amending said Section 443 and Chapter 124 of the Eighteenth Legislative Assembly relative to the allowance of traveling or other expenses of state, county, city, school district, officers or employees," respectfully report as follows: That Senate Bill No. 19 be amended by inserting after the word "trustees" in line 6 from the bottom of page 1 the following: "or any other strictly educational association," and that it be further amended by adding the following: "Section 4. If any section, provision, clause, or phrase of this Act be adjudged unconstitutional or invalid by any court of competent jurisdiction for any reason, such adjudication shall not affect the validity of this Act as a whole, or of any section or provision thereof which is not specifically so adjudged unconstitutional or invalid," and as amended be concurred in.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 73, introduced by Leavitt and Nelstead, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Green, Hagestad, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 77.

Noes: Adair, Benjamin, Casey, Finlen, Goodwin, Haight, Hamilton (Musselshell), Hamilton (Phillips), Martin, Mason, McCormack, McDermott, Meyer, Parker, Rolph, Stewart, Ueland (Andrew), Ueland (R. R.), Vollmer, Woodcock. Total 20.

Absent and Not Voting: Buck, McFarland, Morris, O'Day. Total 4.

Call of the House requested and roll call thereon as follows: All members present except Morris, absent.

H. B. No. 170, introduced by Committee on Apportionment and Representation, having been read three several times, title and history agreed upon, failed to pass by the following vote:

Ayes: Arnold (Stillwater), Brown (Gallatin), Brown (Cascade), Burrell, Chapman, Dellwo, Dougherty, Ekegren, Erickson, Gordon, Green, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Lewis, Manning, McCormack, Miller, Nelstead, Nyquist, O'Day, Quamme, Roll, Rolph, Ross, Ryder, Sample, Southmayd, Swope, Ueland (Andrew), Ueland (R. R.), Waite, Watson (Missoula), Wilson, Mr. Speaker. Total 40.

Noes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Buck, Budas, Burke, Casey, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dunn, Fairgrieve, Finlen, Freed, Goodwin, Grabow, Graff, Hamilton (Musselshell), Hamilton (Phillips), Knight, Leavitt, Lillis, Logan, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Minnick, Moss, Murphy, O'Connell, Pappin, Parker, Pauly, Porter, Replogle, Rigg, Salyerds, Schilling, Shannon, Sheffer, Spangler, Sullivan, Stewart, Tinsley, Troy, Vollmer, Waring, Watson (Meagher), Willard, Woodcock. Total 60.

Absent and Not Voting: Morris. Total 1.

H. B. No. 61, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Ekegren, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Sample, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: Erickson, Hagestad. Total 2.

Absent and Not Voting: Buck, Dougherty, Dunn, Freed, Haight, Metlen, Morris, Nyquist, Parker, Ross, Salyerds, Sheffer. Total 12.

H. B. No. 86, introduced by Hamilton of Musselshell, having been read three several times, title and history agreed upon, failed to pass by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Dougherty, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Kruse, Lewis, Martin, McCormack, McDermott, McFarland, Merriman, Meyer, Moss, O'Connell, Pauly, Sample, Spangler, Stewart, Ueland (Andrew), Ueland (R. R.), Watson (Meagher), Willard, Woodcock. Total 40.

Noes: Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Cole, Cranston, Curran, Darlinton, Dellwo, Doran, Dunn, Finlen, Gordon, Grabow, Graff, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lillis, Logan, Manning, Mason, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Day, Pappin, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Schilling, Shannon, Sheffer, Southmayd, Sullivan, Swope, Tinsley, Troy, Vollmer, Waite, Waring, Watson (Missoula), Wilson, Mr. Speaker. Total 55.

Absent and Not Voting: Benjamin, Buck, Metlen, Morris, Parker, Salyerds. Total 6.

H. B. No. 101, introduced by Porter and Dougherty, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Brown (Gallatin), Brown (Cascade), Buck, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Darlinton, Dellwo, Doran, Dougherty, Dunn, Erickson, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Leavitt, Lillis, Martin, Mason, McCormack, McFarland, Merriman, Meyer, Miller, Minnick, Murphy, Nelstead, O'Connell, O'Day, Pappin, Porter, Quamme, Replogle, Rigg, Roll, Ryder, Schilling, Southmayd, Spangler, Stewart, Sullivan, Troy, Vollmer, Waite, Waring, Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 58.

Noes: Bechtel, Benjamin, Budas, Burke, Chapman, Curran, Ekegren, Fairgrieve, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Lewis, Manning, McDermott, Nyquist, Pauly, Rolph, Ross, Sample, Sheffer, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Watson (Meagher), Wilson. Total 33.

Absent and not voting: Blewett, Finlen, Freed, Logan, Metlen, Morris, Moss, Parker, Salyerds, Shannon. Total 10.

H. B. No. 142, introduced by Ryder, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Sample, Schilling, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Finlen, Freed, Grabow, Knight, Metlen, Morris, Moss, Parker, Rolph, Salyerds, Shannon, Sheffer, Troy, Waite. Total 1

H. B. No. 152, introduced by Graff, Adair, Replogle and Ross, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burk, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Quamme, Replogle, Rigg, Rol Ross, Ryder, Sample, Shannon, Southmayd, Spangler, Sullivan, Swop, Tinsley, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Dellwo, Finlen, Freed, Haverfield, Mason, Morris, Moss, Parker, Porter, Rolph, Salyerds, Schilling, Sheffer, Stewart, Troy, Ueland, Andrew, Waite. Total 17.

H. B. No. 163, introduced by O'Connell, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Sample, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: McFarland. Total 1.

Absent and not voting: Brown (Cascade), Dellwo, Dougherty, Finlen, Freed, Haight, Leavitt, Mason, Morris, Moss, O'Connell, Porter, Roll, Ryder, Salyerds, Schilling, Shannon, Stewart, Waite. Total 19.

H. B. No. 164, introduced by Merriman, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Buck, Coffee, Dellwo, Dougherty, Finlen, Freed, Haight, Haverfield, Lillis, Meyer, Minnick, Morris, Moss, O'Connell, Pauly, Roll, Ryder, Salyerds, Sample, Shannon. Total 20.

H. B. No. 177, introduced by Parker, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Miller, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson, (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Buck, Coffee, Dellwo, Dougherty, Finlen, Freed, Haight, Merriman, Meyer, Minnick, Morris, Moss, Pauly, Roll, Ryder, Salyerds. Total 16.

H. B. No. 178, introduced by Leavitt and Dellwo, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Coffee, Dellwo, Finlen, Freed, Haight, Knight, Minnick, Morris, Moss, Pauly, Roll, Ross, Ryder, Salyerds, Troy. Total 15.

H. B. No. 179, introduced by Leavitt and Dellwo, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Dougherty, Finlen, Freed, Haight, Knight, McCormack, Morris, Moss, Roll, Ryder, Salyerds, Troy. Total 12.

H. B. No. 194, introduced by Leavitt and Dellwo, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke,

Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Ekegren, Finlen, Freed, Haight, Martin, McCormack, Morris, Moss, Roll, Ryder, Salyerds, Troy. Total 12.

H. B. No. 212, introduced by Leavitt and Dellwo, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and Not Voting: Benjamin, Finlen, Freed, Haight, Kruse, Martin, Morris, Moss, Roll, Ryder, Salyerds, Troy, Waring. Total 13.

H. B. No. 213, introduced by Leavitt and Dellwo, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Sample, Schilling, Shannon, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and Not Voting: Benjamin, Blewett, Finlen, Freed, Haverfield, Knight, Kruse, Martin, Morris, Moss, O'Connell, Roll, Ross, Ryder, Salyerds, Spangler, Troy, Waring. Total 18.

H. B. No. 217, introduced by Leavitt and Dellwo, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dunn, Ekegren, Erickson, Goodwin, Gordon, Grabow, Graff, Green, Hagestad,

Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Sample, Schilling, Southmayd, Stewart, Sullivan, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and Not Voting: Benjamin, Blewett, Dellwo, Dougherty, Fairgrieve, Finlen, Freed, Kruse, Martin, McCormack, Morris, Moss, Ryder, Salyerds, Shannon, Sheffer, Spangler, Troy, Waring. Total 19.

H. B. No. 235, introduced by Committee on Insurance, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and Not Voting: Blewett, Fairgrieve, Finlen, Freed, Kruse, Martin, Morris, Moss, Salyerds, Troy, Waring. Total 11.

H. B. No. 236, introduced by Schilling, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Ross, Roll, Rolph, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and Not Voting: Blewett, Dougherty, Fairgrieve, Finlen, Freed, Knight, Kruse, Martin, Morris, Moss, Rigg, Salyerds, Troy. Total 13.

H. B. No. 7, introduced by Leavitt and Dellwo, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick,

Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Ross, Ryder, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Budas, Casey, O'Connell, Vollmer. Total 4.

Absent and Not Voting: Benjamin, Blewett, Fairgrieve, Finlen, Freed, Hamilton (Musselshell), Kruse, Martin, Morris, Moss, Rigg, Salyerds, Schilling, Troy. Total 14.

Sub. H. B. No. 98, introduced by Committee on Horticulture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Erickson, Gordon, Grabow, Graff, Green, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Ross, Ryder, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Ekegren, Hagestad, Hamilton (Musselshell), Miller, Vollmer, Waring. Total 6.

Absent and Not Voting: Blewett, Fairgrieve, Finlen, Freed, Goodwin, Haight, Jarrett, Martin, McFarland, Morris, Moss, Rigg, Salyerds, Schilling, Troy. Total 15.

H. B. No. 153, introduced by Mason, Adair and Stewart, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and Not Voting: Blewett, Fairgrieve, Finlen, Freed, Martin, McFarland, Morris, Moss, Ross, Salyerds, Schilling, Troy. Total 12.

H. B. No. 193, introduced by Leavitt and Dellwo, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Day, Pappin,

arker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Temple, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ansley, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: Hamilton (Musselshell). Total 1.

Absent and Not Voting: Blewett, Fairgrieve, Finlen, Martin, Morris, Moss, O'Connell, Salyerds, Schilling, Troy. Total 10.

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Benjamin and Hamilton of Phillips: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 17 of the Laws of the Twentieth Legislative Assembly of the State of Montana as amended by Section 1 of Chapter 168 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, providing a method by which refund or drawback may be obtained of license taxes paid on gasoline handled, and prescribing the procedure for obtaining refund or drawback."

By Shannon: A Bill for an Act entitled: "An Act to amend Section 446 of the Revised Codes of Montana of 1921 relating to the purchase and sale of commodities or merchandise in packages or containers; the purchase and sale of commodities or merchandise by weight or measure. Also representations as to weights or measures and prescribing penalties."

By Henderson: A Bill for an Act entitled: "An Act appropriating money for the payment to Mrs. George Congdon for enlarging and stocking Medicine Lake in Granite County, Montana."

By Committee on Federal Relations: A Bill for an Act entitled: "A Joint Memorial to the Congress of the United States, requesting that legislation be enacted providing for the taxation of personal property in the possession of persons residing on military reservations."

By Leavitt and Stewart: A Bill for an Act entitled: "An Act amending Section 9349 of the Revised Codes of Montana of 1921, relating to method of procedure in the trial of civil actions; and providing that the charge of the court, the instructions given, modified or refused shall be deemed excepted to and no bill of exceptions shall be required as to them."

By Mason: A Bill for an Act entitled: "An Act authorizing Crebbin Investment Company, a corporation, to file its claim with the State Board of Examiners against the State of Montana for compensation and damages on reason of a certain dwelling house owned by said Crebbin Investment Company having been by order of the State Fire Marshal torn down, destroyed and demolished without the knowledge or consent of the Crebbin Investment Company without notice to it and without authority of law, and authorizing said State Board of Examiners to hear, audit and determine said claim of the Crebbin Investment Company and making an appropriation to pay any such claim of the said Crebbin Investment Company which the said State Board of Examiners may approve and allow."

By Porter, by request: A Bill for an Act entitled: "An Act authorizing the State Board of Prison Commissioners to establish an oil refinery at the Montana State Prison at Deer Lodge, Montana; providing for the purchase of equipment, crude oil, or other necessary materials for the operation of same; for the employment of convict labor in connection with the operation thereof and disposal of the defined product and use of moneys derived therefrom; and providing an appropriation therefor."

By Bechtel, Watson of Meagher, Swope: A Bill for an Act entitled: "An Act relating to traffic regulations; providing for lights on all vehicles and for warning signals at the extreme rear end of loads extending three feet or more beyond the rear of body of such vehicle; defining reckless driving; and providing penalties for the violation of the provisions of this Act."

By Rigg: A Bill for an Act entitled: "An Act to amend Section 448 of the Revised Codes of Montana of 1921, relating to employment by County Commissioners of special counsel; providing for collection of seed liens, relief notes and other past due indebtedness and for acting as County Real Estate Agent."

By Waite: A Bill for an Act entitled: "An Act forfeiting to the State and providing for the seizure, confiscation and sale of any vehicle used in the transportation of meat or meat products in violation of Chapter 69 of the Laws of Montana of 1926, or for the transportation of any stolen sheep, cattle, poultry, or the products of either thereof, providing procedure for such confiscation and sale and disposition of proceeds of sale."

By Committee on Judiciary: A Bill for an Act entitled: "An Act authorizing the appointment of a Code Commissioner, defining his power and duties and making a supplemental appropriation of money for said purpose."

By Sample: A Bill for an Act entitled: "An Act to designate the Meadow Lark as the official Montana bird."

By Nelstead, by request: A Bill for an Act entitled: "An Act to amend Section No. 92 of Chapter No. 60 of the Laws of the Twentieth Legislative Assembly of the State of Montana relating to the Department of State Lands and the State Board of Land Commissioners and taxative of state lands under amortization certificates providing for the payment by purchasers of state land of all taxes levied thereon subsequent to their purchase thereof and for the cancellation of certificates of purchase in default of payment of such taxes and relating to the duties of the Board of Land Commissioners and County Treasurers in connection therewith and repealing all Acts and parts of Acts in conflict herewith."

By Benjamin and Nelstead, by request: A Bill for an Act entitled: "An Act to amend Section 2296 and 2297 and to repeal Section 2298 of the Montana Revised Codes of 1921 and to amend Section 2303, Montana Revised Codes of 1921, as amended by Section 4 of Chapter 146 of the Laws of 1923; to provide a license tax upon corporations doing business in this State; providing method of arriving at net income; to allow certain deductions, and to exempt certain corporations from said tax; to provide for allocation of business done within and without the State; to provide for the necessary enforcement and collection of said tax, and granting power to the State Board of Equalization to make rules and regulations relative thereto, and repealing all Acts and parts of Acts in conflict herewith."

By Stewart: A Bill for an Act entitled: "An Act to amend Section 9802 of the Revised Codes of Montana of 1921 defining costs and disbursements in a legal action; providing that premiums on bonds are costs in legal actions and are taxable as such according to the course and practice of courts."

By Shannon: A Bill for an Act entitled: "An Act to amend Sections 4157 and 4164 of the Revised Codes of Montana of 1921 relating to employment agencies and the fees which may be charged applicants and providing teacher's employment agencies may charge not to exceed one per centum of the salary for one school year."

By Ryder, by request: A Bill for an Act entitled: "An Act for the regulation of the sale or leasing of space or spaces, niches or crypts in mausoleums or columbariums for the interment of dead human bodies, of human ashes and requiring permit from Investment Commissioner, and providing for an appeal from said Commissioner's refusal to grant the same and for the creation of a trust fund from moneys received to be administered as prescribed by said Commissioner and providing penalties for the violation of this Act and repealing Acts in conflict herewith."

By Replogle: A Bill for an Act entitled: "An Act to amend Section 9908 of the Revised Codes of Montana of 1921, relating to what acts or omissions are contempts of a court of justice, and adding to sub-division 6 thereof, that the mailing or serving upon any person, of false instruments purporting to be from a court of justice of this State shall be contempt."

Moved by Leavitt that the House adjourn until Thursday, February 12, 1931 at 10:00 a. m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

THIRTY-NINTH DAY

House of Representatives,
Helena, Montana, February 12, 1931.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 38th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Announcement was made of a Lincoln Day Program to be held in the House Chambers at 2:00 this afternoon.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Committee on Appropriations: A Bill for an Act entitled: "An Act regulating the fees to be collected by the Industrial Accident Board when adjusting claims not under the supervision of said department."

By Committee on State Lands, by request: A Bill for an Act entitled: "An Act to amend Section 6 of Chapter 95 of the Laws of the Twentieth Legislative Assembly of the State of Montana, and to provide for the further protection of forests and forest lands within the State of Montana."

By Committee on State Lands, by request: A Bill for an Act entitled: "An Act to provide for the exchange of state owned lands for other lands of like value owned by the United States or in private ownership: said exchange being confined to forest lands whether timbered, cut over or burned; and authorizing the State Board of Land Commissioners of the State of Montana to effect such exchanges as seem to be in the interest and for the advantage of the State of Montana."

By Committee on State Lands, by request: A Bill for an Act entitled: "An Act to provide for the protection of the forest lands of the State of Montana against the starting and spreading of forest fires, and authorizing the Governor of the State of Montana to close by proclamation to entrance without a permit, the forest lands of the State of Montana or so much thereof as may be necessary during periods of drought, and making unlawful the starting of fires in such closed areas, and providing penalties for the violation thereof."

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 129, a Bill for an Act entitled: "An Act to amend Section 9429 of the Revised Codes of Montana of 1921 relating to the exemption of judgment debtor, permitting plaintiff to file objections to application for exemptions, providing a hearing thereon, and decision

relative thereto," respectfully report as follows: That House Bill No. 129 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 219, a Bill for an Act entitled: "An Act prohibiting the sale of spectacles, eye glasses or lenses except when prescribed by or sold under the supervision of a regularly qualified physician or optometrist and providing a penalty for the violation thereof," respectfully report as follows: That House Bill No. 219 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 268, a Bill for an Act entitled: "An Act to amend Section 5790 of the Revised Codes of Montana of 1921, relating to husband and wife; and providing for liability for acts or debts of each other," respectfully report as follows: That House Bill No. 268 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 278, a Bill for an Act entitled: "An Act to amend Section 9138 of the Revised Codes of Montana of 1921, defining counter claim and what causes of action against the plaintiff may be set up therein," respectfully report as follows: That House Bill No. 278 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 279, a Bill for an Act entitled: "An Act relating to civil actions in justice courts, and to simplify the practice," respectfully report as follows: That House Bill No. 279 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 292, a Bill for an Act entitled: "An Act amending Sections 9256 and 9257 of the Revised Codes of Montana 1921, relating to the attachment of property," respectfully report as follows: That House Bill No. 292 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 294, a Bill for an Act entitled: "An Act to amend Section 681 of the Revised Codes of Montana of 1921, relating to the form, color, size and uniformity of ballot," respectfully report as follows: That House Bill No. 294 do pass.

A. UELAND, Chairman.

On motion by A. Ueland, report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 176, a Bill for an Act entitled: "An Act to amend Section 662 Revised Codes of Montana 1921 as amended by Chapter 34 of the Session Laws of 1929 and relating to county and city central committees and their powers and providing for two county central committeemen, one a man and one a woman, for each county precinct, and two such state central committeemen, one a man and one a woman, from each county," respectfully report as follows: That House Bill No. 176 do pass.

A. UELAND, Chairman.

On motion by A. Ueland, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 239, a Bill for an Act entitled: "An Act to amend Section 9449 of the Revised Codes of Montana, 1921, relating to the possession of land during the period of redemption," respectfully report as follows: That House Bill No. 239 do not pass, but that Substitute House Bill No. 239, introduced by the Committee on Judiciary, a Bill for an Act entitled: "An Act to amend Section 9449 of the Revised Codes of Montana of 1921 relating to the possession of lands by purchasers thereof at mortgage foreclosure and execution sales," do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 271, a Bill for an Act entitled: "An Act relating to and fixing the salary of the State Game Warden and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That House Bill No. 271 be amended as follows: Amend Section 1 by striking out in line 14 the words and figures "Four Thousand and Two Hundred Dollars (\$4,200.00) and inserting in lieu thereof the words and figures "Three Thousand Six Hundred Dollars (\$3,600.00), and is amended, do pass.

ARNOLD (Stillwater), Chairman.

On motion by Arnold of Stillwater, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 266, introduced by Lillis, a Bill for an Act entitled: "An Act to amend Section 4929 of the Revised Codes of Montana, 1921, relating to salaries of justices of the peace, in certain township office hours-quarters," respectfully report as follows: That House Bill No. 266 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 313, introduced by Salverds, Ross, Minnick, Merriman, Shannon, A. Ueland, Haverfield, Gordon, Miller and Dougherty, a Bill for an Act entitled: "An Act amending Section 1704 of the Revised Codes of Montana of 1921, authorizing the Boards of County Commissioners to levy an additional special tax for the purpose of constructing, maintaining and repairing public bridges and providing for a rate of such taxation," respectfully report as follows: That House Bill No. 313 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration House Bill No. 296, introduced by Nelstead, by request, a Bill for an Act entitled: "An Act to amend Sections 2323 and 2334 of the 1921 Revised Codes of Montana providing for the determination by the State Board of Equalization of the amount of coal mine and coal dealers' license taxes due the state upon the failure of such persons to make report and pay the taxes due the state, providing for a penalty and interest for failure to make reports or pay the taxes due and providing for action at law to collect the same," respectfully report as follows: That House Bill No. 296 be amended as follows: In Section 1, by striking out the word "twelve" after the words rate of, and inserting in lieu thereof, the word "eight" and in Section 2, by striking out the word "twelve" after the words, at the rate of, and inserting in lieu thereof, the word "eight" and as so amended recommend that House Bill No. 296 do pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration House Joint Memorial No. 6, introduced by Shannon,

Minnick, Martin, Haverfield, Dellwo, Hamilton of Phillips, "Memorial to the Congress of the United States, urging sufficient appropriations for the proper care and isolation of cases of tuberculosis on the Indian reservations in Montana," respectfully report as follows: That House Joint Memorial No. 6 be adopted.

HAVERFIELD, Chairman.

On motion by Haverfield, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 258, a Bill for an Act entitled: "An Act to amend Section 9262 of the Revised Codes of Montana of 1921, permitting the attachment of the interests of any person to which they are then entitled or may become entitled upon distribution in the estate of any deceased person or persons, and permitting said attachment to be made at any time after the granting of letters testamentary of administration, and how said attachment may be made," respectfully report as follows: That House Bill No. 258 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 288, a Bill for an Act entitled: "An Act to amend Sections 10269 and 10270 of the Revised Codes of Montana of 1921, relating to petition for executor or administrator to make conveyance to complete contracts for sale of real estate; providing for the appointment of the time and place for hearing the petition; and providing the giving of notice thereof and proof of the same; and providing a method for interested parties to contest," respectfully report as follows: That House Bill No. 288 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 248, A Bill for an Act entitled: "An Act to amend 8932 of the Revised Code of Montana of 1921 relating to when and by whom a stenographer's fee must be paid in civil action", respectfully report as follows: That House Bill No. 248 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 309, A Bill for an Act entitled: "An Act to amend Section 10001 of the Revised Codes of Montana of 1921, as amended by Chapter 119 of the Twenty-first Legislative Assembly of 1929, relating to the duties of the public administrator, the county treasurers and the state treasurer, in the handling of escheated estate moneys", respectfully report as follows: That House Bill No. 309 do pass.

DARLINTON, Chairman.

On motion by Darlington, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 133, move to amend House Bill No. 133 by adding Section 5 to read as follows: "Section 5. Appropriations herein above provided for shall be deemed and held valid notwithstanding the provisions of the Budget Act." And that as amended the Bill, without recommendation, be placed on General Orders without being reprinted.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 301, introduced by Adair, A Bill for an Act entitled: "An Act relating to misrepresentation made in obtaining or securing a policy of life insurance, and defense, in case of suits, based upon

misrepresentation in obtaining the same," respectfully report as follows: that House Bill No. 301 do not pass.

RYDER, Chairman.

On motion by Ryder, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 332, introduced by Sample, A Bill for an Act entitled: "An Act to amend Section 6336 of the Revised Codes of Montana of 1921, relating to the exemption of certain societies from the provisions of the fraternal benefit insurance act." respectfully report as follows: That House Bill No. 332 do pass.

RYDER, Chairman.

On motion by Ryder, report adopted.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. J. R. No. 2.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. J. R. No. 2, and thereupon signed the same.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. Nos. 198, 231, 233, 286, 295.

NYQUIST, Chairman.

Committee on Engrossing reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: Sub. H. B. No. 37, H. B. Nos. 48, 204, 215, 227.

GREEN, Chairman.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, February 11, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 78, by Stewart, was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House: Senate Committee on Education Amendments to H. B. No. 78: Amend by striking out in Section 1, Sub-section 4, in line 13, the words, "at any time", and inserting in lieu thereof, "on any interest due date." Also amend by striking out in Section 1, Sub-section 4, in line 14, the words, "or on any interest due date thereafter."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, February 11, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title agreed to, and Bills are herewith returned to the House: H. B. No. 67, by Brown of Gallatin. H. B. No. 128, by Meyer, Rigg, Ross, Merriman, Sample, Pauly, Stewart, Manning, Graff and Schilling, by request.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications received from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Helena, February 11, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows: That S. B. No. 42 do pass. That S. B. No. 55 be amended in Section 3 by striking out in line 7 of the printed bill the following words, "so unlawfully on such highways, detour, or road, or"; and as so amended, recommend same do pass. That consideration of S. B. No. 58 be passed for the day. That consideration of S. B. No. 61 be passed for the day. That S. B. No. 64 do pass. That S. B. No. 61 do pass. That S. B. No. 72 do pass. That Sub. for H. B. No. 123 be concurred in. That H. B. No. 218 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 11, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 89, introduced by Committee on Counties and Towns: A Bill for an Act entitled: "An Act providing for a budget system for making and controlling city and town estimates, tax levies and expenditures, fixing the fiscal year for cities and towns under such budget system, providing penalties for violations of this Act, and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Counties and Towns.

S. J. R. No. 4, introduced by Committee on Oil and Leases: A Resolution urging the President of the United States to reconsider and modify his order of March 12, 1929, relating to the issuance of oil and gas permits on the public lands, so as to allow the issuance of permits for the development of natural gas on the public lands within the State of Montana. Referred to Committee on Oil and Leases.

S. J. M. No. 5, introduced by Committee on Public Lands: "A Memorial to the Congress of the United States of America, relating to the proposed disposition of the public domain and also relating to the United States Reclamation Service." Referred to Committee on Public Lands.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 11, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows: That S. B. No. 46 do pass. That S. B. No. 16 be amended in Section 1 by striking out in Line 4 the words, "legal fence," and inserting in lieu thereof the words, "fence of not less than two wires in good repair"; also amend in Section 9 by striking out in lines 1 and 2 "after its passage and approval," and inserting in lieu thereof the words, "after April 1st, 1932." And as so amended, recommend the bill do pass. That S. B. No. 36 do pass. That consideration of S. B. No. 37 be passed for the day. That S. B. No. 38 be amended in Section 1 by inserting after the figures, "1923" in line 2, the words and figures, "and as further amended by Chapter 180 of the Laws of the Twenty-first Legislative Assembly of 1929." And as so amended, recommend bill do pass. That S. B. No. 41 be amended in Section 1 by inserting after the word, "may" in line 5, the words, "with the approval of the Superintendent of Banks." And as so amended, recommend same do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 11, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Holt: A Bill for an Act entitled: "An Act relating to hydro-electric power sites on state lands; making it unlawful to sell such lands, but giving the State Board of Land Commissioners authority to grant lease or license for their development."

By Rowland: A Bill for an Act entitled: "An Act amending Section 1015 of the Revised Codes of Montana, 1921, as amended by Chapter 122 of the 18th Legislative Assembly of 1923, prescribing the duties of Trustees of Public Schools and particularly amending sub-division 7 of said Section regulating the rental of school buildings and sub-division 11 relating to the employment of a physician or registered nurse to make inspections as to sanitary conditions and amending all Acts and parts of Acts in conflict herewith."

By Putnam: A Bill for an Act entitled: "An Act to amend Section 3366 of the Revised Codes of Montana of 1921 as amended by Section 1 of Chapter 20 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Section 8369, of the Revised Codes of Montana of 1921, relating to liens of threshermen, owners of combined harvester and threshers and farm laborers upon grain and crops and determining the priority hereof."

By Pauline: A Bill for an Act entitled: "An Act to amend Section 3722, Revised Codes of Montana of 1921, as amended by Chapter 77 of the Laws of 1923 and by Chapter 59 of the Laws of 1927 relating to protection of Beaver, and Beaver License and repealing all laws in conflict herewith."

By Ruffcorn and Gustafson: A Bill for an Act entitled: "An Act to amend Section 4565 of the Revised Codes of Montana of 1921, as amended by Section 1 of Chapter 56, Session Laws of the Eighteenth Legislative Assembly, 1923, and Section 4566, 4567 and 4569 of the Revised Codes of Montana of 1921 relating to County Free Libraries, appointment of County Library Board, Librarian and qualifications thereof; duties and compensation of County Librarian and acceptance of property of school libraries."

By Holton, Burr and Galt: A Bill for an Act entitled: "An Act to amend Section 4228 of the Political Code of Montana relative to measurement of hay in the stack."

By McCormack, by request: A Bill for an Act entitled: "An Act to amend Section 2960 of the Revised Codes of Montana of 1921, relating to Workmen's Compensation."

By Kane and Church: A Bill for an Act entitled: "An Act to amend Sections 1135, 1136, 1137, 1139 and 1140 of the Revised Codes of Montana of 1921 relating to public schools, the compulsory attendance of children, the employment of children during school session, the appointment powers and duties of truant officers, the schooling and relief of pauper children, the prosecution of truants, parents, guardians and employers for violations of the provisions of said Sections and providing penalties therefor."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 11, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 84, Introduced by Church: A Bill for an Act entitled: "An Act to amend Section 7594 of the Revised Codes of Montana of 1921, as amended by Chapter 145 of the Laws of the Nineteenth Legislative Assembly, relating to contracts of sale of personal property and the assignment hereof." Referred to Judiciary Committee.

S. B. No. 85, Introduced by Committee on Sanitary Affairs: A Bill for an Act entitled: "An Act relating to the drilling of water wells, the supply from which is intended for use or is actually used for furnishing water, directly or indirectly, to or for public consumption or use; requiring data pertaining thereto to be filed with the State Board of Health; conferring certain jurisdiction in connection with the drilling of such water wells upon the State Board of Health; providing for the enforcement of this Act and the punishment for violation thereof, and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Sanitary Affairs.

S. B. No. 86, Introduced by Stoutenburg: A Bill for an Act entitled: "An Act to amend Chapter 141 of the Session Laws of the Twenty-first Legislative Assembly, 1929, as Amendatory to Chapter 154 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Chapter 103 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to transportation companies, making said Act applicable to common carriers operating within or without the limits of municipal corporations; and rules and regulations regarding bonds and insurance policies." Referred to Committee on Roads and Highways.

S. B. No. 87, introduced by Stock Growing and Grazing Committee: A Bill for an Act entitled: "An Act providing for the creation, size, location, boundaries and procedure for the establishment of a horse herd district from which area horses are barred from running at large: providing a penalty for horses running at large within said district: providing the person, owner or person in control of such horse or horses shall be liable for all damages sustained thereby: providing for the impounding and disposition of said horse or horses." Referred to Committee on Stock Growing and Grazing.

S. B. No. 88, introduced by Committee on Dairies and Dairying: A Bill for an Act entitled: "An Act regulating the manufacture, possession and sale of oleomargarine and other substitutes for dairy products; prohibiting the coloring or compounding of the same in imitation of the color of butter or in any shade of yellow; prohibiting persons not licensed as oleomargarine dealers from acting in aid of the sale or transportation of oleomargarine or other dairy substitutes; providing penalties for the violation of this Act and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Dairies and Dairying.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 11, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committee this day reported as follows, reports adopted:

Committee on State Boards & Officers: That S. B. No. 63 do pass.

Committee on State Boards & Officers: That S. B. No. 65 do pass.

Committee on State Boards & Offices: That H. B. No. 93 be concurred in.

Committee on Corporations other than Municipal: That S. B. No. 77 do pass.

Committee on Counties & Towns: That S. B. No. 47 be returned without recommendation.

Very truly,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time and referred to committees:

H. B. No. 333, by Hagestad and Erickson: A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana,

1921, as amended by Chapter 124 of the Session Laws of the Eighteenth Legislative Assembly, 1923, and Chapter 48 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the allowance of traveling or other expenses of state, county, city and school district officers and employees." Committee on Education.

H. B. No. 334, by Mason: A Bill for an Act entitled: "An Act authorizing Crebbin Investment Company, a corporation, to file its claim with the State Board of Examiners against the State of Montana for compensation and damages by reason of a certain dwelling house owned by said Crebbin Investment Company having been by order of the State Fire Marshal torn down, destroyed and demolished without the knowledge or consent of the Crebbin Investment Company, without notice to it and without authority of law, and authorizing said State Board of Examiners to hear, audit and determine said claim of the Crebbin Investment Company and making an appropriation to pay any such claim of the said Crebbin Investment Company which the said State Board of Examiners may approve and allow." Committee on Appropriations.

H. B. No. 335, by Stewart: A Bill for an Act entitled: "An Act to amend Section 9802 of the Revised Codes of Montana of 1921 defining costs and disbursements in a legal action: providing that premiums on bonds are costs in legal actions and are taxable as such according to the course and practice of courts." Committee on Judiciary.

H. B. No. 336, by Porter, by request: A Bill for an Act entitled: "An Act authorizing the State Board of Prison Commissioners to establish an oil refinery at the Montana State Prison at Deer Lodge, Montana; providing for the purchase of equipment, crude oil, or other necessary materials for the operation of same; for the employment of convict labor in connection with the operation thereof and disposal of the refined product and use of moneys derived therefrom; and providing an appropriation therefor." Committee on Ways and Means.

H. B. No. 337, by Freed: A Bill for an Act entitled: "An Act to amend Section 4775 of the Revised Codes of Montana for 1921: relating to appointment of under-sheriffs; to amend Section 4875 of the Revised Codes of Montana for 1921, relating to number deputies allowed county officials." Committee on Townships and Counties.

H. B. No. 338, by Shannon: A Bill for an Act entitled: "An Act to amend Sections 4157 and 4164 of the Revised Codes of Montana of 1921, relating to employment agencies and the fees which may be charged applicants and providing teacher's employment agencies may charge not to exceed one per centum of the applicant's salary for one school year." Committee on Education.

H. B. No. 339, by Shannon: A Bill for an Act entitled: "An Act to amend Section 4246 of the Revised Codes of Montana of 1921 relating to the purchase and sale of commodities or merchandise in packages or containers; the purchase and sale of commodities or merchandise by weight or measure, false representations as to weights or measures and prescribing penalties." Committee on Ways and Means.

H. B. No. 340, by Rigg: A Bill for an Act entitled: "An Act to amend Section 4486 of the Revised Codes of Montana of 1921, relating to employment by County Commissioners of special counsel; providing for collection of seed liens, relief notes and other past due indebtedness and for acting as county real estate agent." Committee on Townships and Counties.

H. B. No. 341, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act providing for State Fire Insurance on all property, real or other, owned by the State of Montana, providing for the establishment of a special fund to cover any losses which may be sustained by fire, providing for the investment thereof and providing for repairing or rebuilding property damaged by fire." Referred to Committee on Insurance.

H. B. No. 342, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to define lobbying, prescribing the conditions under which lobbying may be engaged in, defining lobbyist, providing modes for the identifi-

cation of the lobbyist, defining illegal modes of engaging in the practice of lobbying and fixing penalties therefor." Committee on Ways and Means.

H. B. No. 343, by Committee on Agriculture: A Bill for an Act entitled: "An Act to provide for licensing of farm storage, public warehousemen, and the issuance of special bin farm warehouse receipts." Committee on Agriculture.

H. B. No. 344, by Schilling, by request: A Bill for an Act entitled: "An Act relating to the sale of real property belonging to an estate; providing, executors or administrators may contract with real estate agents for sale of real estate on commission; and providing regulations therefor." Committee on Judiciary.

H. B. No. 345, by Fairgrieve: A Bill for an Act entitled: "An Act consolidating the offices of State Accountant and State Purchasing Agent; conferring upon the State Purchasing Agent all the powers now by law given to the State Accountant and imposing upon the State Purchasing Agent all the duties of State Accountant; repealing all of Chapter 21, of the Revised Codes of Montana, 1921, being Sections 305, 306, 307, 308 and 309, of the Revised Codes of Montana, 1921; amending Section 285 of Chapter 19, Revised Codes of Montana, 1931; declaring an emergency and repealing all Acts in conflict herewith." Committee on State Boards and Officers.

H. B. No. 347, by Benjamin, Hamilton of Phillips, Woodcock: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 17 of the Laws of the Twentieth Legislative Assembly of the State of Montana as amended by Section 1 of Chapter 168 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, providing a method by which refund or drawback may be obtained of license taxes paid on gasoline handled, and prescribing the procedure for obtaining refund or drawback." Committee on Highways.

H. B. No. 348, by Cole, by request: A Bill for an Act entitled: "An Act to amend Section 6, of Chapter 109, Laws of 1927, relating to the standards of gasoline sold in Montana." Committee on Petroleum, Oil and Gas.

H. B. No. 349, by Casey, by request: A Bill for an Act entitled: "An Act relating to registration of motor vehicles; relating to the application for registration; and the furnishing and production of County Treasurer's certificate and the City Treasurer's certificate of cities or towns, the Treasurer of which collects the city taxes, relating to taxes; defining the duties of the County Treasurer, the City Treasurer of cities or towns, the Treasurer of which collects the city taxes, and the Registrar of Motor vehicles and providing a penalty for failure to make application for registration within a prescribed time, and repealing all of Chapter 171 of the Session Laws of the Twenty-first Legislative Assembly." Committee on Highways.

H. B. No. 350, by Nelstead, by request: A Bill for an Act entitled: "An Act to amend Section No. 92 of Chapter No. 60 of the Laws of the Twentieth Legislative Assembly of the State of Montana relating to the Department of State Lands and the State Board of Land Commissioners and taxation of state lands under amortization certificates providing for the payment by purchasers of state land of all taxes levied thereon subsequent to their purchase thereof and for the cancellation of certificates of purchase in default of payment of such taxes and relating to the duties of the Board of Land Commissioners and County Treasurers in connection therewith and repealing all Acts and parts of Acts in conflict herewith." Committee on State Lands.

The following bill was introduced, read first and second time at length, and referred to Committee on Appropriations:

H. B. No. 346, by Henderson: A Bill for an Act appropriating money for the payment to Mrs. George Congdon for enlarging and stocking Medicine Lake in Granite County, Montana".

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

"RESOLUTION: That lobbying in the Chamber of the House is prohibited, and the Sergeant-at-Arms is instructed to enforce this Resolution and the members of the House are requested to report to Sergeant-at-Arms any infraction of this rule". Moved by McCormack that the Resolution be adopted.

Resolution amended to read as follows: "That lobbying in the Chamber while the House is in session and lobby of members while at their desks is prohibited and the Sergeant-at-Arms is instructed to enforce this Resolution". Signed by the following members: McCormack, Kruse,, Nyquist, Quamme, Hagestad, Sample, Sheffer, Erickson, Parker, Willard, Buck, Ryder, Curran, Ross, Ekegren, Dunn, Haight, Fairgrieve, Budas, Merriam, Haverfield, Freed, Dougherty, Shannon, Martin, Benjamin, Gordon, Woodcock, Goodwin, Rolph, Spangler.

Moved by McCormack that the Resolution be adopted, as amended. Motion seconded and carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the Consideration of General Orders under the rules of the previous sitting. Motion seconded and carried.

Merriman of Carbon in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. No. 168 respectfully recommend: That H. B. No. 168, be amended as follows: Amend Section One by inserting in line 3 the word "Section" before the figures "1088"; amend Section 2 by inserting in line 3 the word "Section" before the figures "1089"; amend Section 3 by inserting in line 3 the words "Section" before the figures "1090"; amend Section 4 by inserting in line 3, the word "Section" before the figures "1091"; amend Section 4 by striking out in line 4, the words "over eighteen years of age"; amend Section 5 by inserting in line 3 the word "Section" before the figures "1092"; amend Section 6 by inserting in line 3 the word "Section" before the figures "1094"; amend Section 7 by inserting in line 3 the word "Section" before the figures "1095"; amend Section 8 by inserting in line 3 the word "Section" before the figures "1098"; amend Section 9 in line 3 by inserting the word "Section" before the figures "1099"; amend Section 10 by inserting in line 3 the word "Section" before the figures "1101"; amend Section 11 by inserting in line 3 the word "Section" before the figures "1101"; amend sub-division 1 of Section 1, by striking out all of section one after the words: "United States" where they appear for the first time; amend Section 2 by inserting in line 13 after the word "superintendent" the following: "who have been a resident of the state for not less than 3 years"; amend Section 4 by striking out in line 6 the word "October" and inserting in lieu thereof the word "September"; further amend said section in line 10 by striking out the word "October" and inserting in lieu thereof the word "September"; that H. B. No. 168, as amended do pass.

MERRIMAN, Chairman.

On motion by Merriman, report adopted.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Parker that House Bills Nos. 262 and 313, be recalled from Printing Committee and referred to Committee on Townships and Counties. Motion seconded and carried.

Moved by Leavitt that the House recess until 1:45 p.m. Motion seconded and carried.

AFTERNOON SESSION.

House resumed at 1:45 p.m., pursuant to recess.

Mr. Speaker in the chair.

The Speaker appointed the following committees: To escort the Governor to the House Chambers: Curran, Hamilton of Phillips and Willard; to escort the Honorable Senate, Moss, Erickson, Goodwin.

On motion by Leavitt, the House recessed until 3:15 p.m.

HOUSE RESUMED

House resumed at 3:15 p.m., pursuant to recess.

Mr. Speaker in the chair.

NOTICES

Authors gave notice they would tomorrow or some subsequent day, introduce bills as follows:

By Leavitt, by request: A Bill for an Act entitled: "An Act to amend Section 2069 of the Revised Codes of Montana of 1921, relating to the assessment of livestock and designating the county in which the said livestock shall be assessed and the taxes thereon paid, and repealing all Acts and parts of Acts in conflict herewith."

By Rolph and Parker: A Bill for an Act entitled: "An Act to create a Legislative Reference Bureau, and to provide for its functions, operations and maintenance; providing for a Board of Trustees of such bureau and the appointment of a Librarian, and fixing his salary, and for the appointment of necessary assistants from time to time, and providing an appropriation therefor, and to repeal Section 1568 of the Revised Codes of Montana, 1921."

By Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 6903 of the Revised Codes of Montana as amended by Chapter 23 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to mechanics' liens; defining who are entitled to lien and extending same to cover product of coal mines, mining claims, oil wells and gas wells."

By Graff: A Bill for an Act entitled: "An Act to amend Section 6903 of the Revised Codes of Montana of 1921, as amended by Chapter 18 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the recovery of damages and attorney fees in action to obtain a release of an oil and gas lease which has become forfeited."

By Rigg, by request: A Bill for an Act entitled: "An Act to amend Section 11700 of the Revised Codes of Montana of 1921, relating to appeals in proceedings for removal of officers, suspension from office and filling of vacancies during the pendency of said appeals."

By Committee on Insurance: A Bill for an Act entitled: "An Act amending Section 6118 of the Revised Codes of Montana of 1921 relating to the obtaining of licenses to transact insurance business and prescribing the duties of the Commissioner of Insurance in withholding licenses under certain conditions."

By Moss: A Bill for an Act entitled: "An Act regulating the size and weight of highway vehicles, the size of loads which may be placed upon or within highway vehicles, regulating the size and number of trailers and towed vehicles, and limiting the total load permissible for each vehicle and the gross weight on any axle, and prohibiting the use of vehicles with wheels having on their periphery any block, stud, flange, cleat or spike."

By Sullivan, Pappin, Knight, Finlen: A Bill for an Act entitled: "An Act amending Chapter 21 of the Session Laws of the 21st Legislative Assembly of the State of Montana, relating to the office of County Surveyor of all counties having a total registered vote of fifteen thousand (15,000) or over at the last general election and providing for salaries."

By McCormack, Parker, Benjamin, Haight: A Bill for an Act entitled: "An Act imposing a tax upon the use of beds of all navigable streams and lakes of this State used for storage of water."

By Darlinton, Brown of Gallatin, Salyerds, Bechtel, Grabow, Dunn: A Bill for an Act entitled: "An Act to provide for the creation, management, operation and maintenance of District Agricultural Fairs, relating to county levies and the purpose and manner for which same shall be used."

By Waite, Ross, Haverfield, Southmayd, Roll, Sheffer, Erickson, Arnold of Rosebud: A Bill for an Act entitled: "An Act to provide for the sanitary inspection of slaughtering houses, the inspection and grading of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof."

By Dougherty, R. R. Ueland, Lewis, Hamilton of Phillips: A Bill for an Act entitled: "An Act appropriating money for a portion of the premiums for County and District Agricultural Fairs."

By Dougherty, R. R. Ueland, Lewis, Hamilton of Phillips: A Bill for an Act entitled: "An Act to provide State aid to county and district agriculture fairs relating to appropriation and the purpose for which same shall be used."

By Henderson, Fairgrieve, Blewett, Murphy, Schilling, Dougherty, Meyer, Southmayd, Mason: "A Joint Memorial expressing approval of United States Senate resolutions numbered 442 and 443, urging the favorable consideration thereof and passage thereof by the United States Senate and urging the President of the United States to carry out the purposes of said resolutions; all relating to the stabilization of the silver market of the world."

By Fish and Game Committee: A Bill for an Act entitled: "An Act amending Section 3676 of the Revised Codes of Montana, 1921, relating to the changing, creating and posting of fish and game districts, preserves, refuges, closed districts, sanctuaries and rest grounds, prescribing penalties for a violation of this Act, and repealing all Acts and parts of Acts in conflict with the provisions hereof."

By Committee on Privileges and Elections: A Bill for an Act entitled: "An Act to amend Section 556 of the Revised Codes of Montana of 1921 so as to permit the registration of college and university students for voting purposes."

By Buck, by request: A Bill for an Act entitled: "An Act to amend Sections 273, 274 and 275 of the Revised Codes of Montana of 1921, relating to powers of the Board of Examiners concerning employment and compensation of assistants to civil executive state officers, boards, commissions and departments."

By Logan: A Bill for an Act entitled: "An Act to appropriate money for the payment of a deficiency claim of Montana State College of Agriculture and Mechanic Arts for advances made to pay for the cost of testing samples of gasoline, kerosene, lubricating oil, tractor fuel and engine distillate."

By Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the payment to William Maxwell for services rendered as State Mine Inspector, subject to the approval of the State Board of Examiners."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 3726 of the Revised Codes of Montana of 1921, providing for a court hearing prior to confiscation of any property seized by the Fish and Game Department."

By Troy: A Bill for an Act entitled: "An Act requiring every person driving a motor vehicle upon the public highway to bring said vehicle to a full stop at unguarded railway crossings: providing for railway crossing signs and fixing a penalty for violation of the provisions of this Act."

By Lillis: A Bill for an Act entitled: "An Act to amend Section One Chapter 21 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to the office of County Surveyor in all counties having a total registered vote of 10,000 or over at the last General Election; defining the powers and duties of the County Surveyor and fixing the amount which he shall receive for his services."

By Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Section 3588 of the Revised Codes of Montana of 1921, relating to storage and sale of grain in public local grain warehouses."

By Rolph, R. R. Ueland, Chapman, Lewis, Hagestad: A Bill for an Act entitled: "An Act to regulate and license manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil and oil and grease for boilers; providing a license for the right to engage in said business within the State of Montana and fixing fees therefor; requiring all such commodities to meet tests in this Act prescribed and provided; requiring a bond from dealers in and refiners of gasoline; providing for the posting of notices of the grade and character of the commodity sold, providing for the inspection of such commodities when dangerous to life and originating in points outside of the State of Montana and shipped therein; establishing a laboratory; permitting manufacturers, dealers and distributors the right to adopt and register a trade name and forbidding infringement thereof; recognizing and clothing the Board of Equalization of the State of Montana with power to compel dealers in said commodities to meet representations and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof; fixing penalties for the enforcement of this Act; investing the Board of Equalization of the State of Montana with the enforcement and administration thereof; providing an appropriation therefor, and repealing Chapter 109, Session Laws of the Twentieth Legislative Assembly, 1927, Acts amendatory thereto and all Acts and parts of Acts in conflict herewith."

By Committee on Insurance: A Bill for an Act entitled: "An Act to amend Sections 6290, 6291 and 6292 of the Revised Codes of Montana of 1921 relating to and defining misrepresentation by life insurance companies or their agents or representatives, fixing a penalty for a violation of this Act, and providing a method of revocation of permits and licenses."

By Committee on Insurance: A Bill for an Act entitled: "An Act defining industrial use of gasoline; exempting the same from all payment of gasoline taxes, defining industrial uses; making effective the provisions of this Act, and repealing all Acts providing for refunds of taxes imposed for the use of gasoline for industrial purposes."

By McFarland: A Bill for an Act entitled: "An Act authorizing the State Board of Land Commissioners to refund to W. A. Lynn the balance of certain moneys paid by him as principal and interest under certificates of purchase of lands which have been cancelled by said Board."

By Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money from the General Fund for the purpose of conditioning the basement under the present Historical Library quarters in the extreme southeast corner of the Capitol Building by the construction of a fire wall and of a metal stairway leading from the library proper and for the installation of sufficient metal shelving for the filing of bound newspaper records, books and other historical documents and for safeguarding against fire and theft of historical records."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 3659, Revised Codes of Montana, 1921."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 3655; providing for the appointment of a State Fish and Game Warden."

By Meyer: A Bill for an Act entitled: "An Act to amend Section 3726 of the Revised Codes of Montana, 1921, providing for notice upon confiscation and a hearing before sale of the birds, fish, animal or animals or parts or portions thereof mentioned therein."

By Meyer: A Bill for an Act entitled: "An Act repealing Section 3725 of the Revised Codes of Montana, 1921."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to provide for a license tax upon telephone instruments."

By Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2960 of the Revised Codes of Montana of 1921, relating to workmen's compensation, and providing a method of appeal, and Trial De Novo by jury."

By Merriman: A Bill for an Act entitled: "An Act to amend Sections 5859 and 5861 of the Revised Codes of Montana, 1921, relating to the adoption of minors."

By Hamilton of Phillips: A Bill for an Act entitled: "An Act appropriating money to reimburse F. Myrtle Barnes for alleged tubercular cattle ordered disposed of and slaughtered."

By Fish and Game Committee: A Bill for an Act entitled: "An Act to repeal Section 3707 of the Revised Codes of Montana, 1921, as amended by Chapter 77 of the Session Laws of 1923, relating to compensation of persons issuing licenses."

By Morris, McDermott, O'Connell, Casey, Goodwin, Hamilton of Phillips: A Bill for an Act entitled: "An Act requiring the Board of State Prison Commissioners to erect cottages for the female prisoners, now, or later to be, committed to the Montana State Prison; providing for the completion of the first unit of the same within one year and providing for allocation of funds for the same."

By Goodwin: A Bill for an Act entitled: "An Act regulating the use of telephones on counters in public places where a charge is made for the use thereof, and providing penalties therefor."

By Watson of Missoula, by request: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 125 of the Laws of the Nineteenth Legislative Assembly relating to the powers and duties of Water Commissioners, and providing a time when Water Commissioners must be appointed."

By Salyerds and Brown of Gallatin: A Bill for an Act entitled: "An Act relating to special improvement districts in cities and towns; amending Section 5249 of the Revised Codes of Montana of 1921 relating to bonds and warrants of such districts; and providing for payment, under certain circumstances of shortages in special improvement district assessment funds."

By Roll: A Bill for an Act entitled: "An Act amending Section 1190 of the Revised Codes of the State of Montana of 1921 as amended by Chapter 25 of the Laws of the 19th Legislative Assembly of the State of Montana of 1925 relating to contracts for supplying text books, and Section 1191 of the Revised Codes of Montana of 1921 relating to the selection of text books; providing for the use of basal, co-basal and supplementary text books; providing for the appointment of an Advisory Board to the State Text Book Commission; limiting the selection of text books to the recommendations of such Advisory Board; and providing that the time for using such books may be extended one year with the approval of the State Superintendent."

By Fairgrieve: A Bill for an Act entitled: "An Act for the purpose of raising revenue for the State of Montana to be known as the Chain License Act; providing who or what business must pay a license tax under the provisions of this bill."

By Nyquist: A Bill for an Act entitled: "An Act to amend Section 2000 of the Revised Codes of Montana of 1921, relating to the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of taxes upon property in this State."

Moved by Leavitt that a call of the House be made, motion seconded. On roll call all members present except Fairgrieve, Goodwin, Graff, Metlen and Nelstead.

Call of the House suspended on motion by Nelstead.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Employment, wish to submit the following report to-wit: That we have this day removed John Koble as janitor, for cause.

FAIRGRIEVE, Chairman.

On motion by Fairgrieve, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 232, A Bill for an Act entitled: "An Act to amend Section 9187 of the Revised Codes of Montana of 1921, providing for amendments by the court; and enlarging time to pleas and relieving from judgment, order, or other proceeding", respectfully report as follows: That House Bill No. 232 be amended as follows: That the title be amended by inserting in line 6 of the original bill, after the word "from" and before the word "judgment" the word "default" and a comma. That Section 1 be amended by inserting in line 30, page 1 of the original bill before the word "judgment" the words "and default". And when so amended, the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 280, A Bill for an Act entitled: "An Act to prohibit nepotism and prescribing the penalties therefor," respectfully report as follows: That House Bill No. 280 do not pass.

RIGG, Chairman.

On motion by Rigg, report be adopted.

Substitute motion by Morris lost.

Report adopted on motion by Rigg.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 242, A Bill for an Act entitled: "An Act to amend Section 9479 and Section 9483 and Section 9485 of the Revised Codes of Montana 1921 as amended by Chapter 55 of the Laws of the Eighteenth Legislative Assembly of the State of Montana, relating to actions quieting title to real estate, providing where such actions may be brought, providing for the issuance of an order for the publication of summons and the form of summons to be published in such actions, and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 242 be amended as follows: That in Section 3, line 22, on page 3 of the original bill, the words "six weeks" be stricken out, and the words "three weeks, making a total of four successive publications" be inserted in lieu thereof. In lines 29 and 30 the spelling of the word "service" be corrected. In line 30, page 3, the words "forty-second" be stricken out and the words, "twenty-second" be inserted in lieu thereof. And when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 181, A Bill for an Act entitled: "An Act to amend Section 9428 of the Revised Codes of Montana of 1921 providing for specific exemptions for judgment debtors who are married, or who are heads of families, particularly amending the exemptions to surgeons, physicians, dentists, ministers of the Gospel; particularly providing for automobiles used in professional calls, and to provide an exemption for optometrists for the instruments and paraphernalia used in their business, and

amending certain Acts, or parts of Acts, in conflict herewith", respectfully report as follows: That House Bill No. 181 be amended as follows: That in Section 1, page 2 of the original bill, the figures "8" be inserted in line 31 in the beginning thereof; That this sub-division of Section 1 be further amended by striking out all of the sub-division following the comma after the word "debtor" in line 1, page 3 of the original bill, and inserting in lieu thereof the following: "not to exceed the amount represented by five hundred dollars (\$500.00) in annual premiums paid". And when so amended, the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs, having had under consideration House Bill No. 285, introduced by Southmayd, A Bill for an Act entitled: "An Act providing for an annual license tax to be paid by every person practicing medicine or surgery in this state; providing for the disposition of the funds so received; and providing a penalty for the violation of this Act", respectfully report as follows: That House Bill No. 285 do not pass.

SHEFFER, Chairman.

On motion by Sheffer, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 284, introduced by Waring, by request, A Bill for an Act entitled: "An Act to amend Sections 6170, 6171, 6173 and 6183 of the Revised Codes of Montana of 1921, relating to mutual hail insurance; mutual fire, lightning, and other casualty insurance of farm property and livestock; rural school houses, churches and contents therein", respectfully report as follows: That House Bill No. 284 be amended as follows:

That Section 1 be amended by striking out in lines 18 and 19 the words "rural school houses and churches"; and by striking out in line 22, the word "incorporated"; and by amending Section 4, by striking out in line 8 after the word "direct" the words "the fee for filing such"; and strike out all of lines 9, 10, 11, 12, 13, 14, 15, and inserting in lieu thereof the words and figures as follows: "If, upon examination, he is of the opinion that such company is doing business correctly, in accordance with the provisions of this Act, he shall thereupon furnish the company a certificate which shall be deemed approval to continue business the ensuing year. For such examination and certificate of approval, the company shall pay to the state auditor ten dollars; and for filing annual statement, twenty-five dollars; all of which shall be paid into the state treasury and applied to the general fund. No agent of any corporation organized under the provisions of this Act shall be required to pay any fee or obtain any license for the transaction of corporation business except as provided in this Act", and as amended, do pass.

RYDER, Chairman.

On motion by Ryder, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 298, A Bill for an Act entitled: "An Act appropriating money for the operations, maintenance and improvements of the Montana State Fair for the period beginning July 1, 1931, and ending June 30, 1933", respectfully report as follows: That H. B. No. 298, without recommendation be printed and placed on General Orders.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration H. B. No. 318, introduced by Pappin, A Bill for an Act entitled: "An Act providing for the creation of water works reserves: providing for the levy, collection and use of a special tax, therefor", recommend that same be amended as follows: By striking out in line 7, Section 1, page 1. of the original bill, after the word "The" the word "members" and insert in lieu thereof the word "employees"; by striking out in line 10,

section 1, page 1, of the original bill the words "a member" and inserting in lieu thereof the words "an employee"; by striking out in line 13, section 1 page 1, of the original bill after the word "become" the words "a member" and inserting in lieu thereof the words "an employee", and as so amended we recommend that same do pass.

TROY, Chairman.

On motion of Troy, report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration H. B. No. 261, introduced by Townships and Counties Committee, A Bill for an Act entitled: "An Act relating to the issuing of bonds by incorporated cities and towns: providing the procedure and the duties of city and town officers in connection therewith and repealing Sections 5278, 5279, 5280, 5281, 5282, 5283, 5284, 5285, 5286, 5287 and 5288 Revised Codes of Montana, 1921, Chapter 61, Session Laws of Montana of 1927, and all other Acts and parts of Acts in conflict herewith", recommend that same do pass.

TROY, Chairman.

On motion by Troy, report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 15, introduced by Donovan, A Bill for an Act entitled: "An Act to amend Section 5135 of the Revised Codes of Montana, 1921, as amended by Chapter 58 of the Laws of the Legislative Assembly of 1927, relating to the use of disability and pension fund of Fire Department Relief Associations", recommend that same be concurred in.

TROY, Chairman.

On motion by Troy, report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 29, introduced by Wheeler, A Bill for an Act entitled: "An Act to amend Section 5280 of the Revised Codes of Montana, 1921, relating to the publication of notice of sale of municipal bonds", recommend that same be concurred in.

TROY, Chairman.

On motion by Troy, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Governor:

State of Montana,
Office of the Governor,
Helena, February 12, 1931.

The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have today approved House Joint Resolution No. 2, Petitioning Congress to pass and the President to approve at this session of Congress House Resolution 14277, known as the Selvig Bill, as amended.

J. E. ERICKSON, Governor.

State of Montana,
Office of the Governor,
Helena, February 12, 1931.

The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have this day approved the following House Bills:

H. B. No. 83—Relating to practicing and teaching cosmetology.

H. B. No. 84—Relating to requirements to practice or teach cosmetology.

H. B. No. 112—Relating to fire protection and establishment of fire districts.

H. B. No. 121—Relating to recording of instruments.

H. B. No. 122—Relating to validity of instruments affecting real property now recorded.

H. B. No. 134—Relating to barber apprentices, the powers and duties of the Board of Barber Examiners, etc.

J. E. ERICKSON, Governor.

MOTIONS AND RESOLUTIONS

Moved by Pauly that the House reconsider its action on H. B. No. 170; motion seconded and lost by the following standing vote: 37 ayes, 51 noes.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time, and referred to committee:

H. B. No. 351, by Replogle: A Bill for an Act entitled: "An Act to amend Section 9908 of the Revised Codes of Montana of 1921, relating to what acts or omissions are contempt of a court of justice, and adding to sub-division "6" thereof, that the mailing or serving upon any person, of false instruments purporting to be from a court of justice of this State shall be contempt." Committee on Judiciary.

H. B. No. 352, by Bechtel, Watson of Meagher, Swope: A Bill for an Act entitled: "An Act relating to traffic regulations; providing for lights on all vehicles and for warning signals at the extreme rear end of loads extending three feet or more beyond the rear of body of such vehicle; defining reckless driving; and providing penalties for the violation of the provisions of this Act." Committee on Public Safety.

H. B. No. 353, by Hanson, by request: A Bill for an Act entitled: "An Act to restrict the running of dogs at large; to protect live stock from depredations of dogs; to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this Act a misdemeanor and providing penalties therefor, and providing for the collection of damages by owners of live stock injured by dogs." Committee on Livestock and Public Ranges.

H. B. No. 354, by Committee on Judiciary: A Bill for an Act entitled: "An Act authorizing the appointment of a Code Commissioner, defining his powers and duties and making a supplemental appropriation of money for said purpose." Committee on Public Utilities and State Commissions.

H. B. No. 355, by Leavitt: A Bill for an Act entitled: "An Act to amend Section 8867 of the Revised Codes of Montana of 1921 relating to and defining the powers of district judges in chambers, and repealing all Acts and parts of Acts in conflict herewith." Committee on Judiciary.

The following bill was introduced, read first and second time at length, referred to committee:

H. B. No. 356, by Woodcock and Gordon, by request: A Bill for an Act entitled: "An Act to appropriate money in favor of the town of Geraldine for special improvement assessments on state owned lots, subject to the approval of the State Board of Examiners." Committee on State Lands.

H. B. No. 357, by Sample: A Bill for an Act entitled: "An Act designating the Western Meadow Lark, *Sturnella-Neglecta* (Audubon), as the official bird of the State of Montana." Committee on Development and Publicity.

H. B. No. 358, by Schilling, Coffee, Willard and Watson of Missoula: A Bill for an Act entitled: "An Act to authorize and provide for the consolidation and merging of the corporate existence and government of any county of the state and all cities and towns therein into one municipi-

pal corporation and government; defining the powers thereof and providing for a commission-mayor plan of government therefor." Committee on Townships and Counties, and Affairs of Cities, jointly.

H. B. No. 359, by Bechtel: A Bill for an Act entitled: "An Act amending Section 1998 of the Revised Codes of Montana of 1921, relating to exemptions from taxation." Committee on Revenue and Taxation.

H. B. No. 361, by Committee on Livestock and Public Ranges: A Bill for an Act entitled: "An Act forfeiting to the state and providing for the seizure, confiscation and sale of any vehicle used in the transportation of meat or meat products in violation of Chapter 69 of the Laws of Montana of 1929, or for the transportation of any stolen sheep, cattle, hogs, poultry, or the products of either thereof, providing procedure for such confiscation and sale and disposition of proceeds of sale." Committee on Livestock and Public Ranges.

H. B. No. 362, by Lillis: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 21 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to the office of County Surveyor in all counties having a total registered vote of 10,000 or over at the last general election; defining the powers and duties of the County Surveyor and fixing the amount which he shall receive for his services." Committee on Townships and Counties.

H. B. No. 365, by Buck, by request: A Bill for an Act entitled: "An Act to amend Sections 273, 274 and 275 of the Revised Codes of Montana of 1921, relating to powers of the Board of Examiners concerning employment and compensation of assistants to civil executive state officers, boards, commissions and departments." Committee on State Boards and Officers.

The following bills were introduced, read first and second times at length and referred to Committees:

H. B. No. 360, by Meyer, McCormack, Parker, Ekegren: A Bill for an Act entitled: "An Act providing for the appointment of a committee consisting of three members of the House of Representatives and three Senators in the State of Montana to investigate the reasonableness and unreasonableness of telephone rates in the State of Montana, whether applying to local or long distance calls or rates and providing how each committee shall be selected; and providing for an investigation into the necessity for pay telephones in business houses and public places; and providing for an appropriation for said investigation deferring the rights of said committee and giving the committee authority to carry into effect its finding and giving said committee power and authority to enforce the same through the same proceedings as applied to orders of the Railroad and Public Utility Commissioners of the State of Montana, as provided for in the Revised Codes of Montana, 1921, and amendments." Committee on Public Utilities and State Commissions.

H. B. No. 363, by Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money from the General Fund for the purpose of conditioning the basement under the present Historical Library, quarters in the extreme southeast corner of the Capitol Building by the construction of a fire wall and of a metal stairway leading from the library proper and for the installation of sufficient metal shelving for the filing of bound newspaper records, books and other historical documents and for the safeguarding against fire and theft of historical records." Committee on Appropriations.

H. B. No. 364, by Brown of Gallatin: A Bill for an Act entitled: "An Act to appropriate money for the payment of a deficiency claim of Montana State College of Agriculture and Mechanic Arts for advances made to pay for the cost of testing samples of gasoline, kerosene, lubricating oil, tractor fuel and engine distillate." Committee on Appropriations.

The following memorial was introduced, read first and second times at length, and referred to Committee on Public Morals.

HOUSE JOINT MEMORIAL No. 8

Introduced by O'Connell and Goodwin

A resolution memorializing Congress for the passage of legislation permitting the control of the manufacture and sale of liquor by the government and states in accordance with the methods now used by the Canadian Government, and repealing the Eighteenth Amendment to the Constitution of the United States.

Be it resolved by the House of Representatives of the State of Montana and the Senate concurring:

To the Honorable Senate and House of Representatives of the United States of America in Congress assembled:

Whereas, The operation of the Eighteenth Amendment to the Constitution of the United States of America is of the greatest economic detriment, at this time of depression, to the State of Montana and to the entire United States of America, and

Whereas, There exists in the United States of America at the present time a serious situation in regard to the economic condition in connection with agriculture and industry and an unprecedented amount of unemployment exists, and

Whereas, The repeal of the Eighteenth Amendment and the substitution thereof of the so-called "Canadian System" of manufacturing and control of intoxicating liquors would stimulate all branches of industry and relieve the acute situation now existing in agricultural and industrial lines of endeavor and materially relieve the employment situation, and

Whereas, Proper regulation and control of the manufacture and sale of intoxicating liquor by the government and the respective states would facilitate law enforcement by removing the control of intoxicating liquor out of the channels of organized crime and placing the same in the hands of citizens who have the welfare of their state and government at heart, and

Whereas, the repeal of this amendment would lessen the taxpayers' burden by eliminating all costs of the enforcement of this amendment and furthermore provide additional revenue for the operation of all branches of government, and

Whereas, the present method of operation and law enforcement relating to the Eighteenth Amendment, owing to the unprecedented graft and dishonesty in connection therewith, is causing Americans, and particularly the young people, to have a contempt and hatred of all forms of law enforcement.

Now, Therefore Be It Resolved, by the House of Representatives of the State of Montana and the Senate concurring that the Congress of the United States be and that it is hereby memorialized to exert every effort to afford relief to the agricultural and industrial interests and to the great mass of unemployed by the early repeal of the Eighteenth Amendment, and passage of legislation therefor, and substitute therefore the "Canadian System" of regulating the manufacture and sale of intoxicating liquors.

Be It Further Resolved that a copy of this Memorial be transmitted by the Secretary of State of Montana to both Houses of the National Congress and to the Senators and Representatives in Congress from the State of Montana and that they, and each of them, are hereby requested to exert every effort within their power to bring about the enactment of this legislation.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 148, 149, 161, 191, 206, 246.

NYQUIST, Chairman.

Report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 237, 252, 257, 273 and 274 and House Joint Resolution No. 4.

GREEN, Chairman.

Report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 25, introduced by Committee on Irrigation and Water Rights, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton, (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew Ueland R. R., Vollmer, Waite, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes. None.

Absent and not voting: Arnold (Stillwater), Coffee, Ekegren, Henderson, Metlen, Shannon, Spangler, Stewart, Waring, Watson (Missoula). Total 10.

S. B. No. 44, introduced by Higbie by request, having been read three several times, title and history agreed upon, failed to be concurred in by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Burrell, Chapman, Cole, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Phillips), Hanson, Haverfield, Jarrett, Knight, Leavitt, Logan, McFarland, Meyer, Moss, Murphy, Nyquist, O'Day, Pappin, Pauly, Porter, Roll, Salyerds, Sample, Southmayd, Ueland, Andrew, Waite, Waring, Watson (Missoula), Willard. Total 44.

Noes: Adair, Benjamin, Buck, Budas, Casey, Cooney, Cranston, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Haight, Hamilton (Musselshell), Hodgskiss, Kruse, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, Merriman, Miller, Minnick, Morris, Nelstead, O'Connell, Parker, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Schilling, Sheffer, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, R. R. Vollmer, Watson (Meagher), Wilson, Woodcock, Mr. Speaker. Total 51.

Absent and not voting: Arnold (Stillwater), Burke, Coffee, Henderson, Metlen, Shannon. Total 6.

THIRD READING OF HOUSE BILLS

H. B. No. 224, introduced by Buck and Brown of Gallatin, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Parker, Pauly, Porter, Re-

logie, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Brown (Cascade), Cooney, Hamilton (Phillips), Knight, Martin, McFarland, Merriman, O'Day, Pappin, Quamme, Southmayd. Total 11.

Absent and not voting: Haight, Metlen, Meyer, Rigg, Watson (Meagher). Total 5.

H. B. No. 245, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, failed to pass by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Burrell, Chapman, Coffee, Cole, Dellwo, Ekegren, Graff, Green, Hanson, Leavitt, Lillis, Logan, Manning, Miller, Minnick, Nyquist, Pauly, Porter, Quamme, Rigg, Salyerds, Swope, Wilson. Total 26.

Noes: Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Casey, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Lewis, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Morris, Moss, Murphy, Nelstead, O'Connell, O'Day, Pappin, Parker, Replogle, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 70.

Absent and not voting: Cooney, Freed, Haight, Metlen, Watson (Meagher). Total 5.

H. J. M. No. 5, introduced by Porter and Dellwo, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Cooney, Dellwo, Freed, Hodgskiss, McFarland, Meyer, Schilling, Waite, Watson (Missoula). Total 9.

Senate amendments to H. B. No. 111, introduced by Quamme, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley,

Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 95.

Noes: None.

Absent and not voting: Cooney, Hodgskiss, McFarland, Roll, Ryder, Watson (Missoula). Total 6.

Sub. H. B. No. 37, introduced by Committee on Judiciary, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Dellwo, Dougherty, Freed, McFarland, Paul, Roll, Ryder, Sullivan, Watson (Missoula). Total 9.

H. B. No. 48, introduced by Hamilton of Musselshell, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: Arnold (Rosebud), Lewis. Total 2.

Absent and not voting: Dougherty, Freed, McCormack, McFarland, Roll, Ryder, Watson (Missoula). Total 7.

H. B. No. 204, introduced by Dellwo, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McDermott, Merriman, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Salyerds, Schilling, Sheffer, Southmayd, Spangler, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Arnold (Rosebud), Curran, Finlen, Metlen, Meyer, O'Connell, Sample, Shannon, Stewart, Tinsley, Willard. Total 11.

Absent and not voting: Dougherty, Lillis, McCormack, McFarland, O'Day, Porter, Ross. Total 7.

H. B. No. 215, introduced by Mason, O'Connell, Adair, Goodwin, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Roll, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: Haight. Total 1.

Absent and not voting: Dougherty, Freed, Henderson, Kruse, Lillis, Porter, Rigg, Sample. Total 8.

H. B. No. 227, introduced by Committee on Insurance, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Moss, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Budas, Casey, Dellwo, Dougherty, Finlen, Lewis, Meyer, Murphy, O'Connell, Porter, Roll, Ross, Waite. Total 13.

H. B. No. 237, introduced by Buck, Dougherty, Sample, Watson of Missoula, Burrell, Hagestad, Pauly, Andrew Ueland, Troy, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Arnold (Rosebud), Budas, Casey, Cooney, Dellwo, Dougherty, Finlen, Hamilton (Musselshell), Henderson, Lillis,

McCormack, O'Connell, Porter, Stewart, Tinsley, Waite, Watson (Meagher), Wilson. Total 18.

House reverted to Order of Business No. 2.

NOTICES

Authors gave notice they would tomorrow or some subsequent day introduce bills as follows:

By Hodgskiss: A Bill for an Act entitled: "An Act to prohibit the keeping or harboring of mischievous dogs, making the owner or harbinger thereof liable for any damage done by such dogs in killing, wounding or worrying any domestic animal or animals; authorizing the killing of dogs found injuring or worrying livestock; defining what shall constitute a dog a public nuisance, and providing a procedure for having a dog so declared, and authorizing the killing of such dog."

By Ryder: A Bill for an Act entitled: "An Act repealing Chapter 27 of the Session Laws of the Twenty-first Legislative Assembly, 1921, and Chapter 59 Session Laws of 1923."

By Curran: A Bill for an Act entitled: "An Act creating a special commission for the observance of the Two Hundredth Anniversary of the birth of George Washington and making appropriation therefor."

By Cole, Logan, Lillis, Waring, Graff: A Bill for an Act entitled: "An Act to amend Section 5194 of the Revised Codes of Montana of 1921, as amended by Chapter 175 of the Session Laws of the 19th Legislative Assembly, relating to the amount of tax to be levied by cities and towns for municipal purposes."

By Nyquist, by request: A Bill for an Act entitled: "An Act providing for compensation and mileage for district school trustees; limiting the number of meetings to which the same is applicable; and validating payment heretofore made."

By Finlen, by request: A Bill for an Act entitled: "An Act providing a method by which a foreign corporation which has filed the documents prescribed by Sections 6651 and 6652 Revised Codes of Montana, 1921, may surrender its authority to transact business in Montana and withdraw therefrom, and prescribing the duties of the Secretary of State in connection therewith."

By Finlen, by request: A Bill for an Act entitled: "An Act providing the fees to be paid by a foreign corporation for filing a certified copy of its chapter or articles of incorporation in the office of the Secretary of State of the State of Montana; requiring the filing of reports and the making of statements by such corporations, and repealing Chapter 132, Laws of the Eighteenth Legislative Assembly of Montana of 1923, Chapter 95 of the Laws of the Nineteenth Legislative Assembly of Montana of 1925, and all other Acts and parts of Acts in conflict."

By Stewart: A Bill for an Act entitled: "An Act to amend Sections 19, 20, 105, 134 and 135 of Chapter 89 of the Laws of the Twentieth Legislative Assembly being an Act revising and codifying the banking laws of the State of Montana."

By Shannon: A Bill for an Act entitled: "An Act creating a State Teachers Agency; placing same under the supervision of the State Superintendent of Public Instruction, requiring the reporting of all vacancies by all boards of school trustees to said teachers agency; and prescribing the fees relative thereto."

By O'Connell and Casey: A Bill for an Act entitled: "An Act to amend Chapter 149 of the Laws of 1927 relating to contracts for the construction of buildings or the alteration, repair and improvement of buildings and grounds on behalf of and for the benefit of the State, advertising for bids and prohibiting the cost system or principle."

By Benjamin and Rolph: A Bill for an Act entitled: "An Act to provide for special meetings of the Board of County Commissioners to

ransact such business as may arise through emergency and between the times of regular meetings."

By Dougherty, Merriman, Ekegren, Hanson, Dellwo, Waring: A Bill or an Act entitled: "An Act to amend Section 32 of Chapter 93 of the Laws of the Twenty-first Legislative Assembly of Montana of 1929, relating to the labeling of oleomargarine and other butter substitutes and to the use of same by hotels or restaurants."

By Dougherty, Merriman, Ekegren, Hanson, Dellwo, Waring: A Bill or an Act entitled: "An Act defining oleomargarine; providing for the licensing of dealers in oleomargarine; levying a tax upon sales of oleomargarine within the State of Montana; providing the method of collecting said license fee and tax and for the disposal of the proceeds thereof; providing penalties for the violation of this Act and repealing Sections 38, 40 and 41 of Chapter 93 of the Session Laws of the Twenty-first Legislative Assembly of Montana of 1929, and all other Acts and parts of Acts in conflict herewith."

By Metlen: A Bill for an Act entitled: "An Act providing for the location of mining claims on state lands providing for their supervision by the State Board of Land Commissioners, the collection of a royalty on all ore produced therefrom and repealing Sections 48, 49 and 50 of Chapter 60 Session Laws of the Twentieth Legislative Assembly and all other Acts or parts of Acts in conflict herewith."

By Budas: A Bill for an Act entitled: "An Act to amend Sections 7136 and 7140 of the Revised Codes of Montana of 1921 as amended by Chapter 125 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to appointment of Water Commissioners providing a hearing thereon, prescribing certain duties, and the method of establishing adjudicated claims of water rights."

By Committee on Judiciary: A Bill for an Act entitled: "An Act defining political party or principle wherever the same is used in the election laws of the State of Montana."

By Parker, Erickson, McCormick, Rolph, Benjamin: A Bill for an Act entitled: "An Act to determine the value of public utility property when used as a basis for rate making purposes and prohibiting the Board of Railroad Commissioners and Ex Officio public service commission from putting into effect any rates fixed in violation of this Act."

By Meyer and Swope: A Bill for an Act entitled: "An Act creating a State Narcotic Enforcement Department providing for enforcement officers, defining regulations for said department and providing for an appropriation for same."

Moved by Leavitt that the House adjourn until Friday, February 13, 1931, at 9:30 a.m. Motion seconded and carried.

W. R. FLACHSENHAR, Speaker.

ATTEST: H. J. FAUST, Chief Clerk.

FORTIETH DAY

House of Representatives,
Helena, Montana, February 13, 1931.

House convened at 9:30 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present, except Vollmer, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 39th legislative day find the same to be correct.

HAGESTAD, Vice-Chairman.

On motion by Hagestad, report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration Joint Resolution "Directing the Governor to proclaim October 11th of each year 'General Pulaski's Memorial Day' for the observance and commemoration of the death of Brigadier General Cashimir Pulaski", respectfully report that this Joint Resolution be not adopted.

SALYERDS, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 259, a Bill for an Act entitled: "An Act to amend Section 8993, providing for the settlement with a party, after an attorney has appeared, and providing for the payment of any judgment or settlement with said party by payment to said party by check made payable to the party and the attorney jointly, unless waived by the attorney in writing", respectfully report as follows: That House Bill No. 259 be amended as follows: Between the lines 9 and 10 of the original bill insert the following: Section 1. That Section 8993 of the Revised Codes of Montana, 1921, be, and the same is hereby amended to read as follows: That the word "claim" in line 27 be stricken and the word "claimed" be inserted in lieu thereof. And that when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, the Senate this day appoint the following Senators to act with a like Committee from the House to confer on Senate Amendments to House Bill No. 136: Senator Stewart, Senator McCormick, Senator Willis.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Bill No. 50, by Fenton, was this day read three several times and passed, title agreed to, and bill is herewith transmitted to the House for concurrence.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title agreed to, and same are herewith returned to the House: Sub. H. B. No. 123, by Committee on Agriculture; H. B. No. 218, by Committee on Ways & Means.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were recommended for non-concur-

ence and same are herewith returned to the House: H. B. No. 79, by Stewart—Committee on Military Affairs recommend bill be no concurred in, report adopted. H. B. No. 187, by Schilling—Committee on Judiciary recommend bill be not concurred in, report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 37 do pass.

That S. B. No. 61 do pass.

That consideration of S. B. No. 39 be passed for the day.

That S. B. No. 60 do pass.

That S. B. No. 74 do pass.

That consideration of S. B. No. 57 be passed for the day.

That consideration of S. B. No. 66 be passed for the day.

That H. B. No. 93 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that the following Senate Bills were this day introduced, read first and second time and referred to Committees: S. B. No. 98, by Committee on Public Lands: A Bill for an Act entitled: "An Act to provide for the licensing of portable sawmills located on forest lands within the State of Montana, and to provide for the revocation of said licenses and fixing the penalties for the violation thereof". Committee on Public Lands. S. B. No. 99, by Committee on Military Affairs: A Bill for an Act entitled: "An Act to amend Section 4541, Revised Codes of Montana, 1921, providing for the burial of deceased soldiers, sailors and marines, and providing that the Act shall not apply to such soldiers, sailors or marines who may hereafter die in the State Soldiers' Home in this State, and to those who are not legal residents in this State. Committee on Military Affairs.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that the Senate Committee on Insurance this day recommended that S. B. No. 53 do not pass. Report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that the following Notice of Introduction was this day given: By Burr, Walker, Willis, Jergensen, Holton and Crawford: A Bill for an Act entitled: "An Act requiring the Board of State Prison Commissioners

to erect cottages for the female prisoners now, or later to be, committed to the Montana State Prison; providing for the completion of the first unit of the same within one year and providing for allocation of funds for the same."

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day introduced, read first and second time, and referred to Committee: S. B. No. 97, by McCormick by request: A Bill for an Act entitled: "An Act to amend Section 2960 of the Revised Codes of Montana of 1921, relating to Workmen's Compensation". Committee on Compensation.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 90, introduced by Committee on Counties and Towns: A Bill for an Act entitled: "An Act to amend Section 2160 of the Revised Codes of the State of Montana of 1921, relating to the computation of taxes by the County Clerk." Referred to Committee on Counties and Towns.

S. B. No. 91, introduced by Pauline, by request: A Bill for an Act entitled: "An Act to amend Section 3722 Revised Codes of Montana of 1921, as amended by Chapter 77 of the Laws of 1923 and by Chapter 59 of the Laws of 1927 relating to protection of beaver, and beaver license and repealing all laws in conflict therewith." Referred to Committee on Fish and Game.

S. B. No. 92, introduced by Rowland: A Bill for an Act entitled: "An Act amending Section 1015 of the Revised Codes of Montana 1921 as amended by Chapter 122 of the 18th Legislative Assembly 1923 prescribing the duties of trustees of public schools and particularly amending Subdivision 7 of said section regulating the rental of school buildings and Subdivision 11 relating to the employment of a physician or registered nurse to make inspections as to sanitary conditions and amending all Acts and parts of Acts in conflict herewith." Referred to Committee on Education.

S. B. No. 93, introduced by Kane and Church: A Bill for an Act entitled: "An Act to amend Sections 1135, 1136, 1137, 1139 and 1140 of the Revised Codes of Montana of 1921 relating to public schools, the compulsory attendance of children, the employment of children during school sessions, the appointment, powers and duties of truant officers, the schooling and relief of pauper children, the prosecution of truants, parents, guardians and employers for violations of the provisions of said sections and providing penalties therefor." Referred to Committee on Education.

S. B. No. 94, introduced by Holt: A Bill for an Act entitled: "An Act relating to hydro-electric power sites on state lands; making it unlawful to sell such lands, but giving the State Board of Land Commissioners authority to grant lease on license for their development." Referred to Committee on Public Lands.

S. B. No. 95, introduced by Putnam: A Bill for an Act entitled: "An Act to amend Section 8366 of the Revised Codes of Montana of 1921 as amended by Section 1 of Chapter 20 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Section 8369 of the Revised Codes of Montana of 1921 relating to liens of threshermen, owners of combined harvester and threshers and farm laborers upon grain and crops and determining the priority thereof." Referred to Committee on Agriculture.

S. B. No. 96, by Committee on Counties & Towns: A Bill for an Act entitled: "An Act to amend Section 2172 of the Revised Codes of the State of Montana of 1921, relating to the form of tax receipts to be issued by County Treasurer". Committee on Counties & Towns.

S. J. M. No. 6, by Committee on Public Buildings: A Resolution memorializing the Congress of the United States for a grant of land for public buildings at the capitol of the state, in addition to the grants heretofore made for that purpose. Committee on Public Buildings.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Committee on Fish & Game: A Bill for an Act entitled: An Act providing for the 'Little Snowy Game Preserve' in portions of Townships 10, 11 and 12 North and Ranges 22, 23 and 24 East of the Montana Principal Meridian".

By Husband and Donovan: A Bill for an Act entitled: "An Act amending Section 10057 of the Revised Codes of Montana for 1921, relative to the competency of executors or administrators, and providing when letters with will annexed, shall issue and providing for the disqualification of an executor or trustee after the renunciation or resignation of such executor or trustee".

By Crawford, by request: A Bill for an Act entitled: "An Act amending Sections 3653 and 3670 of the Revised Codes of Montana of 1921, as amended by Chapter 59 of the Session Laws of 1927, and Section 285 of the Revised Codes of Montana of 1921, as amended by Chapter 66 of the Session Laws of 1923, providing that the State Purchasing Agent shall purchase all supplies and equipment for the State Fish and Game Commission".

By Parkin and Reed: A Bill for an Act entitled: "An Act to amend Section 3242 of the Revised Codes of Montana of 1921, relative to the regulations governing the practice of public accountancy".

By Eaton: A Bill for an Act entitled: "An Act to amend Section 1005 of the Revised Codes of Montana of 1921, relating to the organization of the Board of School Trustees".

By Page, Walker, Jergensen, Smith (Beaverhead) and Reed: A Senate Joint Memorial expressing approval of United States Senate Resolutions numbered 442 and 443, urging the favorable consideration thereof and passage thereof by the United States Senate and urging the President of the United States to carry out the purposes of said resolutions; all relating to the stabilization of the silver market of the world.

By Fenton, by request: A Bill for an Act entitled: "An Act to amend Section 6968, Revised Codes of Montana of 1921, relating to the selection of homesteads and the quantity and value of lands to be included therein".

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Counties & Towns: That S. B. No. 43 do pass.

Committee on Counties & Towns: That S. B. No. 89 do pass.

Committee on Counties & Towns: That H. B. No. 131 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time and referred to Committees:

H. B. No. 7: Committee on Judiciary.
 H. B. No. 61: Committee on Finance & Claims.
 H. B. No. 73: Committee on Finance & Claims.
 Sub. H. B. No. 98: Committee on Horticulture.
 H. B. No. 101: Committee on Finance & Claims.
 H. B. No. 142: Committee on Finance & Claims.
 H. B. No. 153: Committee on Finance & Claims.
 H. B. No. 152: Committee on Judiciary.
 H. B. No. 163: Committee on Finance & Claims.
 H. B. No. 164: Committee on Finance & Claims.
 H. B. No. 177: Committee on Judiciary.
 H. B. No. 178: Committee on Judiciary.
 H. B. No. 179: Committee on Judiciary.
 H. B. No. 193: Committee on Judiciary.
 H. B. No. 194: Committee on Judiciary.
 H. B. No. 212: Committee on Judiciary.
 H. B. No. 213: Committee on Judiciary.
 H. B. No. 217: Committee on Judiciary.
 H. B. No. 235: Committee on Insurance.
 H. B. No. 236: Committee on Judiciary.

Very truly,

J. F. CONE,
 Secretary of the Senate.

Helena, Montana, February 12, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Standing Committees this day reported as follows reports adopted:

Committee on Judiciary: That S. B. No. 83 do pass.
 Committee on Dairies & Dairying: That S. B. No. 88 do pass.
 Committee on Federal Relations: That S. J. R. No. 3 do pass.
 Committee on Oil & Leases: That S. J. R. No. 4 do pass.
 Committee on Military Affairs: That H. B. No. 79 be not concurred in.
 Committee on Finance & Claims: That H. B. No. 88 be concurred in.
 Committee on Judiciary: That H. B. No. 132 be concurred in.
 Committee on Judiciary: That H. B. No. 154 be concurred in.
 Committee on Judiciary: That H. B. No. 187 be not concurred in.
 Committee on Federal Relations: That H. J. M. No. 3 be returned without recommendation.

Committee on Military Affairs: That H. J. M. No. 4 be concurred in.

Committee on Federal Relations: That H. J. R. No. 3 be concurred in.

Committee on Roads & Highways: That S. B. No. 86 be amended by adding at the end of Section 2 the following: "provided further that draymen operating solely within the incorporated cities or towns shall be excluded from this Act", and as so amended, recommend same do pass.

Committee on Oil & Leases: That S. B. No. 45 be amended as follows: In line 22, page 1, original bill, by striking out "43°" and inserting in lieu thereof, "42° to"; by striking out line 24 to 26, page 1, relating to Corrosion Test; by striking out in line 28, page 1, the figures "600°" and inserting in lieu thereof "550°"; by striking out in line 2, page 2, the

figures "39°" and inserting in lieu thereof the figures "40°"; by striking out in lines 3 to 6, page 2, relating to Corrosion Test; by striking out in line 8, page 2, the figures "550°" and inserting in lieu thereof "575°"; by striking out in line 14, page 2, the figures "34°" and inserting in lieu thereof "36° to"; by striking out lines 15 to 17, page 2, relating to Corrosion Test; by striking out in line 19, page 2, the figures "550°" and inserting in lieu thereof the figures "600°"; and by adding at line 27, page 2, the following: "Tractor fuel and motor fuel having a sulphur content of not more than three-tenths of one percent shall be designated as "treated"; and tractor fuels and motor fuels having a sulphur content of more than three-tenths of one percent shall be designated as "untreated"; and as so amended, recommend the bill to pass.

Committee on Judiciary: That H. B. No. 196 be amended by striking from the original bill, in line 12, the word "assignment" and inserting in lieu thereof the word, "satisfaction", and as so amended recommend the bill be concurred in.

Committee on Dairies & Dairying: That H. B. No. 150 be amended in line 29, page 2, printed bill, beginning with the word "the", by striking out all the remainder of the paragraph; in line 45, page 3, beginning with the word "the", by striking out all the remainder of the paragraph; by striking out all Section 10; by striking out in the title of the bill the words and figures, "and 46"; and by changing number of Section 11 to read Section 10; by changing the number of Section 12 to read Section 11; by changing the number of Section 13 to read Section 12; by changing the number of Section 14 to read Section 13, and as so amended, recommend the bill be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Stewart that the House reconsider its action on Senate Bill No. 44; Motion seconded and carried. Moved by Stewart that S. B. No. 44 be taken from third reading and referred to Committee on Irrigation. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time and referred to committees:

H. B. No. 366, by Fish and Game Committee: A Bill for an Act entitled: "An Act to repeal Section 3707 of the Revised Codes of Montana, 1921, as amended by Chapter 77 of the Session Laws of 1923, relating to compensation of persons issuing licenses." Committee on Fish and Game.

H. B. No. 367, by Fish and Game Committee: A Bill for an Act entitled: "An Act amending Section 3676 of the Revised Codes of Montana, 1921, relating to the changing, creating and posting of fish and game districts, preserves, refuges, closed districts, sanctuaries and rest grounds, prescribing penalties for a violation of this Act, and repealing all Acts and parts of Acts in conflict with the provisions hereof." Committee on Fish and Game.

H. B. No. 368, by Merriman: A Bill for an Act entitled: "An Act to amend Sections 5859 and 5861 of the Revised Codes of Montana, 1921, relating to the adoption of minors." Committee on Judiciary.

H. B. No. 369, by Merriman: A Bill for an Act entitled: "An Act to authorize the discontinuance of county high schools, specifying procedure therefor and prescribing the method of disposing of the property of such high schools and of caring for their obligations in event of such abolishment, and providing for the method of apportionment of high school funds to the school district in which a county high school was formerly

located in the event of the abolishment of the county high school and the establishment of a district high school therein, and repealing Chapter 125 of the Laws of the 18th Legislative Assembly of the State of Montana of 1923." Committee on Education.

H. B. No. 370, by Committee on Insurance: A Bill for an Act entitled: "An Act to amend Sections 4027 and 4028 of the Revised Code of Montana of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Sections 4029, 4032, 4033, 4037 and 4038 of the Revised Codes of Montana of 1921, and Section 4040 of the Revised Code of Montana of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Section 4043 of the Revised Codes of Montana of 1921, and Section 4050 of the Revised Codes of Montana of 1921, as amended by Chapter 179 of the 21st Legislative Assembly 1929, and Sections 4051, 4052 and 4053 of the Revised Codes of Montana of 1921, defining investment companies and securities and prescribing regulations thereof; providing for the registration of agents of investment companies and granting permits to do business and prescribing fees to be paid by investment companies and stockbrokers and agents thereof, and prescribing the duties of the Investment Commissioner." Committee on Banks and Banking.

H. B. No. 371, by Ryder: A Bill for an Act entitled: "An Act defining industrial use of gasoline; exempting the same from all payment of gasoline taxes, defining industrial uses; making effective the provisions of this Act, and repealing all Acts providing for refunds of taxes imposed for the use of gasoline for industrial purposes." Committee on Highways.

H. B. No. 373, by Dougherty, R. R. Ueland, Lewis, Hamilton of Phillips: A Bill for an Act entitled: "An Act to provide state aid to county and district agriculture fairs relating to appropriation and the purpose for which same shall be used." Committee on Fairs and Expositions.

H. B. No. 374, by O'Connell, McDermott, Casey: A Bill for an Act entitled: "An Act to amend Chapter 149 of the Laws of 1927 relating to contracts for the construction of buildings or the alteration, repair and improvement of buildings and grounds on behalf of and for the benefit of the state, advertising for bids and prohibiting the cost plus system or principal." Committee on State Institutions, Public Buildings and Grounds.

H. B. No. 375, by Committee on Privileges and Elections, by request: A Bill for an Act entitled: "An Act to amend Section 556 of the Revised Codes of Montana of 1921, so as to permit the registration of college and university students for voting purposes." Committee on Privileges and Elections.

H. B. No. 377, by Graff: A Bill for an Act entitled: "An Act to amend Section 6903 of the Revised Codes of Montana of 1921, as amended by Chapter 18 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the recovery of damages and attorney fees in actions to obtain a release of an oil and gas lease which has become forfeited." Committee on Judiciary.

H. B. No. 378, by Hodgskiss: A Bill for an Act entitled: "An Act to prohibit the keeping or harboring of mischievous dogs, making the owner or harbinger thereof liable for any damage done by such dogs in killing, wounding or worrying any domestic animal or animals; authorizing the killing of dogs found injuring or worrying livestock; defining what shall constitute a dog a public nuisance, and providing a procedure for having a dog so declared and authorizing the killing of such dog." Committee on Livestock and Public Ranges.

H. B. No. 379, by Sample: A Bill for an Act entitled: "An Act to regulate lobbying by State employee and providing penalties therefor." Committee on State Institutions, Public Buildings and Grounds.

H. B. No. 380, by Cole, Logan, Lillis, Waring and Graff: A Bill for an Act entitled: "An Act to amend Section 5194, of the Revised Codes of Montana of 1921, as amended by Chapter 175 of the Session Laws of the 19th Legislative Assembly, relating to the amount of tax to be levied by cities and towns for municipal purposes." Committee on Affairs of Cities.

H. B. No. 381, by Meyer and Knight: A Bill for an Act entitled: "An Act to amend Section 3726 of the Revised Codes of Montana of 1921 providing for court hearing prior to confiscation of any property seized by the Fish and Game Department." Committee on Fish and Game.

H. B. No. 382, by Darlington, Brown of Gallatin, Salyerds, Bechtel, Rabow, Dunn: A Bill for an Act entitled: "An Act to provide for the creation, management, operation and maintenance of district agricultural fairs, relating to county levies and the purpose and manner for which the same shall be used." Committee on Fairs and Expositions.

H. B. No. 383, by Fairgrieve: A Bill for an Act entitled: "An Act for the purpose of raising revenue for the State of Montana to be known as the Chain License Act; providing who or what business must pay a license tax under the provisions of this Act." Committee on Ways and Means.

H. B. No. 384, by Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 8339 of the Revised Codes of Montana as amended by Chapter 23 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to mechanics liens; defining who are entitled to lien and extending same to cover product of coal-mines, mining-claims, oil-wells and gas wells." Committee on Mines and Mining.

H. B. No. 385, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to amend Section 2960 of the Revised Codes of Montana of 1921, relating to Workmen's Compensation and providing a method of appeal and trial de novo by jury." Committee on Workmen's Compensation.

H. B. No. 386, by Hamilton of Musselshell: A Bill for an Act entitled: "An Act to provide for a license tax upon telephone instruments." Committee on Public Utilities and State Commissions.

H. B. No. 387, by Sullivan, Pappin, Knight, Finlen: A Bill for an Act entitled: "An Act amending Section 1 of Chapter 21 of the Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to the office of County Surveyor of all counties having a total registered vote of 15,000 or over at the preceding general election; defining the powers and duties of County Surveyor; and, providing for salaries." Committee on Townships and Counties.

H. B. No. 388, by Committee on Agriculture: A Bill for an Act entitled: "An Act to amend Section 3588 Revised Codes of 1921, relating to storage and sale of grain in public local grain warehouses." Committee on Agriculture.

H. B. No. 389, by Meyer: A Bill for an Act entitled: "An Act to amend Section 3659 of the Revised Codes of Montana, 1921." Committee on Fish and Game.

H. B. No. 390, by Meyer: A Bill for an Act entitled: "An Act to amend Section 3655 of the Revised Codes of Montana, 1921." Committee on Fish and Game.

H. B. No. 391, by Meyer and Replogle: A Bill for an Act entitled: "An Act to repeal Section 3725 of the Revised Codes of Montana, 1921." Committee on Fish and Game.

H. B. No. 392, by Ross, by request: A Bill for an Act entitled: "An Act to amend Section 6 of Chapter 95 of the Laws of the Twentieth Legislative Assembly of the State of Montana, and to provide for the further protection of forest and forest lands within the State of Montana." Committee on State Lands.

H. B. No. 393, by Committee on State Lands, by request: A Bill for an Act entitled: "An Act to provide for the exchange of state owned lands or other lands of like value owned by the United States or in private ownership; said exchanges being confined to forest lands whether timbered, cut over or burned; and authorizing the State Board of Land Commissioners of the State of Montana to effect such exchanges as seem to be in the interest and for the advantage of the State of Montana." Committee on State Lands.

H. B. No. 394, by State Lands Committee, by request: A Bill for an Act entitled: "An Act to provide for the protection of the forest lands of the State of Montana against the starting and spreading of forest fires, and authorizing the Governor of the State of Montana to close by proclamation to entrance without a permit, the forest lands of the State of Montana or so much thereof as may be necessary during periods of drought, and making unlawful the starting of fires in such closed areas, and providing penalties for the violation thereof." Committee on State Lands.

H. B. No. 395, by Finlen, by request: A Bill for an Act entitled: "An Act providing the fees to be paid by a foreign corporation for filing a certified copy of its chapter or articles of incorporation in the office of the Secretary of State of the State of Montana; requiring the filing of reports and the making of statements by such corporations, and repealing Chapter 132, Laws of the Eighteenth Legislative Assembly of Montana of 1923, Chapter 95 of the Laws of the Nineteenth Legislative Assembly of Montana of 1925, and all other Acts and parts of Acts in conflict." Committee on Corporations other than Municipal.

H. B. No. 396, by Finlen, by request: A Bill for an Act entitled: "An Act providing a method by which a foreign corporation which has filed the documents prescribed by Sections 6651 and 6652 Revised Codes of Montana, 1921, may surrender its authority to transact business in Montana and withdraw therefrom, and prescribing the duties of the Secretary of State in connection therewith." Committee on Corporations other than Municipal.

H. B. No. 397, by Parker, Erickson, McCormack, Rolph, Benjamin: A Bill for an Act entitled: "An Act to determine the value of public utility property when used as a basis for rate making purposes and prohibiting the Board of Railroad Commissioners and Ex-Officio Public Service Commission from putting into effect any rates fixed in violation of this Act." Committee on Public Utilities and State Commissions.

H. B. No. 398, by Benjamin and Rolph: A Bill for an Act entitled: "An Act to provide for special meetings of the Board of County Commissioners to transact such business as may arise through emergency and between the times of regular meetings." Committee on Townships and Counties.

H. B. No. 399, by Moss: A Bill for an Act entitled: "An Act regulating the size and weight of highway vehicles, the size of loads which may be placed upon or within highway vehicles, regulating the size and number of trailers and towed vehicles, and limiting the total load permissible for each vehicle and the gross weight on any axle, and prohibiting the use of vehicles with wheels having on their periphery any block, stud, flange, cleat or spike." Committee on Highways.

The following bills were introduced, read first and second times at length and referred to committees:

H. B. No. 372, by Dougherty, R. R. Ueland, Lewis, Hamilton of Phillips: A Bill for an Act entitled: "An Act appropriating money for a portion of the premiums for county and district agricultural fairs". Referred to Committee on Fairs and Expositions.

Motion by Haight to refer to Committee on Appropriations lost by standing vote.

H. B. No. 376, by McFarland: A Bill for an Act entitled: "An Act authorizing the State Board of Land Commissioners to refund to W. A. Lynn the balance of certain moneys paid by him as principal and interest under certificates of purchase of lands which have been cancelled by said Board". Referred to Committee on State Lands.

The following memorial was introduced, read first and second times at length and referred to Committee on Mines and Mining:

HOUSE JOINT MEMORIAL NO. 9

Introduced by Henderson, Fairgrieve, Blewett, Murphy, Schilling, Dougherty, Meyer, Southmayd and Mason.

A Resolution memorializing the Senate of the United States for the passage of Resolutions numbered 442 and 443, introduced by Senator Pittman, relative to the stabilization of the silver market.

To the Honorable Senate of the United States of America:

WHEREAS, a sub-committee of the Committee on Foreign Relations of the United States Senate has had under consideration relations in China and the causes and remedies for depressed conditions of commerce; and,

WHEREAS, a report has been submitted by such sub-committee to the Chairman of the Committee on Foreign Relations; and

WHEREAS, as a result of the investigations and findings of such sub-committee there has been introduced in the Senate of the United States resolutions numbered 442 and 443 by Senator Pittman, urging that the President, if he deem it compatible with the best interests of the government, enter into discussion and negotiations with the government of India, Great Britain, France, Belgium and other governments, looking to the suspension of the policy and practice of governments melting up or debasing silver coins and sales by governments of silver, and that he take such other and further action in the premises as he may deem necessary to eliminate the abnormal fluctuations and depressions in the price of silver, and that the President, if he deem it compatible with the best interests of the government, call or obtain an international conference or international conferences, to the end that agreements or understandings may be obtained with respect to the uses and status of silver as money, and further that the President of the United States, if he deem it compatible with the best interests of the government, enter into discussions or negotiations with the National Government of China and such other governments that have treaty relations with China, as China and the United States may consider it advisable, looking to the moral, intellectual and financial aid of the National Government of China, and to that end to discuss and ascertain the advisability of establishing a silver pool or fund from which to supply the National Government of China with silver for coinage, to be used for certain specific purposes and in certain specified manner to be agreed upon, and to be repaid at a time and in a manner to be agreed upon, and further a consideration of the practicability of utilizing some of the standard dollars now in the Treasury of the United States in connection with such silver pool or the supplying of silver to China for coinage purposes, and further, that he consider the practicability of supplying such silver in kind without reference to its ratio to gold or its market value, to be repaid in coin; and,

WHEREAS, the State of Montana is one of the large producers of silver in the United States, and its industrial life has been greatly hampered as the result of the serious fluctuations in the price of silver:

NOW, THEREFORE, BE IT RESOLVED, that the House of Representatives of the State of Montana, the Senate concurring, that the Senate of the United States of America, be, and it is hereby memorialized, to pass said resolutions numbered 442 and 443 now pending in the Senate of the United States, to the end that the price of silver may be stabilized and our trade and commerce with China, India and other silver using countries may be increased; and

BE IT FURTHER RESOLVED, that a copy of this memorial be transmitted by the Secretary of State of the State of Montana to the Senate of the United States of America, to the President of the United States of America, to the Vice-President of the United States of America, to the Secretary of State of the United States of America, to the Chairman of the Committee on Foreign Relations, and to each of the Senators from the State of Montana.

The following Senate Bill was introduced, read first and second times and referred to committee:

Senate Bill No. 50, introduced by Fenton: A Bill for an Act entitled: "An Act to amend Section 4614 Revised Codes of the State of Montana of 1921, as amended by Chapter 99 of the Session Laws of the Nineteenth Legislative Assembly of the State of Montana, relating to county bonds and validating certain county bond issues." Referred to Committee on Judiciary.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills No. 195 and 230.

GREEN, Chairman.

Report adopted.

H. B. No. 252, introduced by Committee on State Boards and Officers, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Meyer, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Buck, Budas, Dougherty, Logan, Merriman, Metlen, Minnick, O'Connell, O'Day, Salyerds, Troy, Vollmer, Waite. Total 13.

H. B. No. 254, introduced by Committee on Workmen's Compensation, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Martin, McCormack, McDermott, McFarland, Merriman, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Sample, Schilling, Shannon, Sheffer, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Hamilton (Phillips), Haverfield, Kruse, Manning, Mason, Meyer, Southmayd. Total 7.

Absent and Not Voting: Blewett, Budas, Dougherty, Logan, Metlen, Minnick, O'Connell, O'Day, Ross, Salyerds, Vollmer, Waite. Total 12.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 169, 277, 281, 297, 305.

NYQUIST, Chairman.

Report adopted.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 260, a Bill for an Act entitled: "An Act to amend Section 1 of Chapter 115, Session Laws 1927, providing for the dissolution of joint school districts, the holding of an election, the adjustment of indebtedness and the dissolution by County Commissioners in certain cases," recommend that the bill be amended by inserting in line 11 on page 2 after the period the following: "In those cases where agreement between county superintendents can not be reached the matter may be referred to the State Superintendent of Public Instruction and his decision shall be final." And that it be further amended by striking out in lines 30 and 31 on page 2 the following words: "by resolution as herein provided" and that as amended the bill do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of Special Orders of Business in General Orders under the rule that proponents and opponents of bills be allowed 7 minutes and others 5 minutes for discussion of the main bill; and on amendments proponents and opponents to be allowed 5 minutes and others 3 minutes with no trading of time; except proponents and opponents; members be allowed to speak only once on the bill or amendment; that the bill be read by section number only unless otherwise requested by a member. Motion seconded and carried.

Brown of Gallatin in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 253, respectfully report as follows: Recommend that:

H. B. No. 253 be amended as follows: Amend Section 14, line 6, by inserting the word "the" after the word "and" and before the word "general"; amend Section 34 by striking out in line 1 after the word "Chapter" the number "61" and inserting in lieu thereof the number "6"; amend Section 38 by striking out in line 1 the words "State Board of Education"; and in line 6 the word "board" and in lines 7 and 8 the words "State Board of Education" and inserting in lieu thereof the words (in line 1) "Superintendent of Public Instruction"; (in line 6) the word "superintendent," and (in lines 7 and 8) the words "Superintendent of Public Instruction"; amend Section 82 in line 1 by inserting the word "school" after the word "high"; amend Section 84 by striking out in line 67 the number "80"; in line 69 the number "84"; and in line 71 the number "80," and inserting in lieu thereof the number "81" in line 67; the number "82" in line 69; and the number "81" in line 71; amend Section 86 by striking out in line 14 the word "may" and inserting in lieu thereof the words: "shall, when requested so to do by the board of trustees"; amend Section 87 by adding after the word "attendance" in line 2 the following: "for twenty days or more"; amend Section 87 by striking out in line 5 of printed bill the words and figures "one hundred sixty (\$160.00) dollars" and inserting in lieu thereof the words and figures "one hundred seventy (\$170.00) dollars"; and in lines 6 and 7 by striking out the words and figures "one hundred sixty (\$160.00) dollars" and inserting in lieu thereof the words and figures "one hundred seventy (\$170.00) dollars"; and in line 10 by striking the words and figures "one hundred twenty (\$120.00) dollars" and inserting in lieu thereof the words and figures "one hundred thirty (\$130.00) dollars"; and in line 12 by striking out the words and figures

"one hundred fifteen (\$115.00) dollars" and inserting in lieu thereof the words and figures "one hundred twenty-five (\$125.00) dollars"; and in line 14 by striking out the words and figures "one hundred ten (\$110.00) dollars" and inserting in lieu thereof the words and figures "one hundred twenty (\$120.00) dollars"; further amend Section 87 by adding the following sentence at the end of said section: "Provided, however, that nothing herein contained shall be construed as preventing any school district from voting upon itself an additional levy for high school purposes, in accordance with the general school laws pertaining to election for voting additional levies." Amend Section 90 by adding in line 12 thereof after the word "budgets" the following: "but in any event the County Commissioners shall levy an amount sufficient to satisfy and meet the budget as finally adopted by the board of trustees of any high school"; amend Section 84 by adding after the word "board," line 27, on page 23, the following words: "Provided, all boards of trustees of county high schools, or districts maintaining high schools, shall be prohibited from letting any contracts for building, furnishing, repairing or other work for the benefit of the school, or purchasing supplies for said school, where the amount involved is \$750.00, or more, without first advertising in a newspaper published in the county for at least two weeks, calling for bids to perform such work, and the board shall award the contract to the lowest responsible bidder; provided further that the board of trustees shall have the right to reject any or all bids; provided that these provisions shall not apply in case of extreme emergencies." Amend Section 20 by striking out in line 2 the word "thirty" and inserting in lieu thereof the word "twenty"; that H. B. No. 253, as amended, do pass.

BROWN of Gallatin, Chairman.

On motion by Brown of Gallatin, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 168.

GREEN, Chairman.

Report adopted.

Moved by Leavitt that the House recess until 2:00 p. m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m., pursuant to recess.

Mr. Speaker in the chair.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 67 and 128.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign House Bills Nos. 67 and 128 and thereupon signed the same.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 312, a Bill for an Act entitled: "An Act appropriating money for the State Highway Commission for the period beginning July 1, 1931, and ending June 30, 1933," respectfully recommend that House Bill No. 312 do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 346, a Bill for an Act entitled: "An

Act appropriating money for the payment to Mrs. George Congdon for enlarging and stocking Medicine Lake in Granite county, Montana," respectfully recommend that House Bill No. 346 do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 334, a Bill for an Act entitled: "An Act authorizing Crebbin Investment Company, a corporation, to file its claim with the State Board of Examiners against the State of Montana for compensation and damages by reason of a certain dwelling house owned by said Crebbin Investment Company having been by order of the State Fire Marshal torn down, destroyed and demolished without the knowledge or consent of the Crebbin Investment Company, without notice to it and without authority of law, and authorizing said State Board of Examiners to hear, audit and determine said claim of the Crebbin Investment Company and making an appropriation to pay any such claim of the said Crebbin Investment Company which the said State Board of Examiners may approve and allow," respectfully report that House Bill No. 334 do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 205, a Bill for an Act entitled: "An Act creating a Mississippi Valley Water Conservation Commission," respectfully recommend that House Bill No. 205 do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Moss that the request of members for the mailing list filled to be sent home be limited not to exceed 12 in each town. Motion seconded and carried.

The following resolution was submitted, read and adopted:

House Resolution No. 2

Introduced by Nelstead, Leavitt, Arnold of Stillwater

Whereas there has been established an organization known as the American Legislative Association by representative members of the forty-eight State Legislature the objects of said Association looking towards the improvement of Legislative conditions and to especially maintain an Interstate Legislative Reference Bureau which shall serve as a Clearing House for the Legislature Bureaus of all the states and shall assist Legislators to locate the best sources of information and advice for all matters pertaining to state legislation.

Now, therefore, it is hereby resolved: That the organization of the American Legislators' Association and of the Interstate Legislative Reference Bureau are hereby commended as legitimate and constructive efforts to assist the legislatures of the various States in the efficient performance of their work.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time, and referred to committees:

H. B. No. 400, by Leavitt, by request: A Bill for an Act entitled: "An Act to amend Section 2069 of the Revised Codes of Montana of 1921, relating to the assessment of livestock and designating the county in which the said livestock shall be assessed and the taxes thereon paid, and repealing all Acts and parts of Acts in conflict herewith." Committee on Livestock and Public Ranges.

H. B. No. 401, by Stewart and Leavitt: A Bill for an Act entitled: "An Act amending Section 9349 of the Revised Codes of Montana of 1921, relating to method of procedure in the trial of civil actions; and providing that the charge of the court, the instructions given, modified or refused shall be deemed excepted to and no bill of exceptions required as to them." Committee on Judiciary.

H. B. No. 402, by Ryder: A Bill for an Act entitled: "An Act for the regulation of the sale or leasing of space or spaces, niches or crypts in mausoleums or columbariums for the interment of dead human bodies, or human ashes and requiring permit from Investment Commissioner, and providing for an appeal from said Commissioner's refusal to grant the same and for the creation of a trust fund from moneys received to be administered as prescribed by said Commissioner and providing penalties for the violation of this Act and repealing Acts in conflict herewith." Committee on Banks and Banking.

H. B. No. 403, by Watson of Missoula, by request: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 125 of the Laws of the Nineteenth Legislative Assembly relative to the appointment of water commissioners upon adjudicated streams and providing for a time when such shall be appointed." Committee on Irrigation and Water Rights.

H. B. No. 404, by Salyerds and Brown of Gallatin: A Bill for an Act entitled: "An Act relating to special improvement districts in cities and towns; amending Section 5249 of the Revised Codes of Montana of 1921 relating to bonds and warrants of such districts; and providing for payment, under certain circumstances of shortages in special improvement district assessment funds." Committee on Affairs of Cities.

H. B. No. 405, by Rigg, by request: A Bill for an Act entitled: "An Act to amend Section 11700 of the Revised Codes of Montana of 1921, relating to appeals in proceedings for removal of officers, suspension from office and filling of vacancies during the pendency of said appeals." Committee on Judiciary.

H. B. No. 406, by Ryder and Curran: A Bill for an Act entitled: "An Act repealing Chapter 27 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Chapter 59 Session Laws of 1923." Committee on Agriculture.

H. B. No. 407, by Waite, Ross, Haverfield, Southmayd, Ross, Sheffer, Erickson, Arnold of Rosebud: A Bill for an Act entitled: "An Act to provide for the sanitary inspection of slaughtering houses, the slaughtering, inspection and grading of animals or meats intended for human consumption, to provide rules and regulations therefor, and to provide for the penalty for the violation thereof." Committee on Livestock and Public Ranges.

H. B. No. 408, by Fairgrieve: A Bill for an Act entitled: "An Act to repeal Sections 624, 631, 634, 635, 636, 637, 638, 646, 647, 650, 653, 654, 655, 656, 657, 658, 659, 660, 661, 664, 665, 666, 667, 668, 669, 670 of the Revised Codes of Montana of 1921; and to repeal Section 632 of the Revised Codes of Montana of 1921; as amended by Chapter 3 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Section 639 of the Revised Codes of Montana of 1921, as amended by Chapter 7 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Section 640 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923, and as further amended by Chapter 125 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Sections 641, 644 and 645 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923; and to repeal Sections 648 and 649 of the Revised Codes of Montana of 1921, as amended by Chapter 12 of the Session Laws of the Nineteenth Legislative Assembly of 1925; and to repeal Section 651 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923, and as further

amended by Chapter 14 of the Session Laws of the Twentieth Legislative Assembly of 1927, and as further amended by Chapter 67 of the Session Laws of the Twenty-first Legislative Assembly of 1929; and to repeal Section 652 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923; and to repeal Section 662 of the Revised Codes of Montana of 1921, as amended by Chapter 98 of the Session Laws of the Twentieth Legislative Assembly of 1927, and as further amended by Chapter 34 of the Session Laws of the Twenty-first Legislative Assembly of 1929; all relating to primary elections; and to repeal all Acts and parts of Acts in conflict herewith; and to provide for the nomination of party candidates for municipal, county and district officers by direct vote and to provide for the nomination of party candidates for state and congressional offices by party convention; for the election of county central committeemen by direct vote and for the election of a state central committee by a county convention; for the holding of meetings and conventions by the state central committee and for the nomination of party candidates for state and congressional offices by party conventions, specifying the qualifications of voters and providing for the holding of primary elections and providing for office supplies, canvassing of votes and the return and canvass of the ballot at such election by the Board of County Commissioners; canvassing of votes for nomination for the office of district judge; providing for the determination of the nomination in case of a tie vote; providing the county shall furnish election supplies; providing for nomination by petition; the certifying of nominees of state conventions; filing of nomination papers in offices of Secretary of State and County Clerk; and certifying by the Secretary of State as to the rights of candidates for district judge; fees for filing nominations; preparation of ballots by County Clerk; form of primary ballots; nomination by petition; preservation of certificates of nomination; certification of nomination by Secretary of State; preparation of names of nominees by County Clerk; filling of vacancies in nominations; providing for the personal expense of candidates; filing of itemized accounts of expense of candidates; defining perjury and providing penalties therefor and for the signing of the name of another person on a nomination paper or certificate." Committee on Privileges and Elections.

H. B. No. 409, by Roll: A Bill for an Act entitled: "An Act amending Section 1190 of the Revised Codes of the State of Montana of 1921, as amended by Chapter 25 of the Laws of the 19th Legislative Assembly of the State of Montana of 1925, relating to contracts for supplying textbooks, and Section 1191 of the Revised Codes of Montana of 1921 relating to the selection of textbooks; providing for the use of basal, co-basal and supplementary textbooks; providing for the appointment and duties of a supervisory board to the State Textbook Commission; limiting the selection of textbooks to the recommendations of such advisory board; and providing that the time for using such books may be extended one year with the approval of the State Superintendent." Committee on Education.

H. B. No. 410, by Blewett, by request: A Bill for an Act entitled: "An Act to amend Section 5011 of the Revised Codes of Montana of 1921, relating to the payment of election judges and clerks; providing not more than a majority be from any one political party, and the fixing of voting places by the city council." Committee on Affairs of Cities.

H. B. No. 411, by Blewett, by request: A Bill for an Act entitled: "An Act amending Section 590 of the Revised Codes of Montana of 1921, relating to the appointment of judges of election; providing for the selection of judges from lists submitted; providing for the qualifications of judges of election." Committee on Privileges and Elections.

H. B. No. 412, by Fish and Game Committee: A Bill for an Act entitled: "An Act relating to the protection of bear and declaring a closed season thereon." Committee on Fish and Game.

H. B. No. 415, by Troy, by request: A Bill for an Act entitled: "An Act requiring every person driving a motor vehicle upon the public high-

way to bring said vehicle to a full stop at unguarded railway crossings; providing for railway crossing signs and fixing a penalty for violation of the provisions of this Act." Committee on Public Safety.

H. B. No. 416, by Dougherty, Merriman, Hanson, Ekegren, Dellwo, Waring: A Bill for an Act entitled: "An Act to amend Section 32 of Chapter 93 of the Laws of the 21st Legislative Assembly of Montana of 1929, relating to the labeling of oleomargarine and other butter substitutes and to the use of same by hotels or restaurants." Committee on Dairying.

H. B. No. 417, by Dougherty, Merriman, Ekegren, Hanson, Dellwo, Waring: A Bill for an Act entitled: "An Act defining oleomargarine: providing for the licensing of dealers in oleomargarine; levying a tax upon sales of oleomargarine within the State of Montana; providing the method of collecting said license fee and tax and for the disposal of the proceeds thereof; providing penalties for the violation of this Act and repealing Sections 38, 40, and 41 of Chapter 93 of the Session Laws of the 21st Legislative Assembly of Montana of 1929, and all other Acts and parts of Acts in conflict herewith." Committee on Dairying.

H. B. No. 418, by State Boards and Officers: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 109 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the regulation and licensing of manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil, and oil and grease for boilers, and providing a license for the right to engage in said business within the State of Montana, and fixing fees therefor." Committee on Petroleum, Oil and Gas.

H. B. No. 419, by Committee on Judiciary: A Bill for an Act entitled: "An Act defining political party or principle wherever same is used in the election laws of the State of Montana." Committee on Privileges and Elections.

H. B. No. 421, by Nyquist, by request: A Bill for an Act entitled: "An Act providing for compensation and mileage for district school trustees; limiting the number of meetings to which the same applicable; and validating payment heretofore made." Committee on Education.

H. B. No. 424, by Nyquist, by request: A Bill for an Act entitled: "An Act to amend Section 2000 of the Revised Codes of Montana of 1921, relating to the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of taxes upon property in this state." Committee on Revenue and Taxation.

H. B. No. 425, by Stewart: A Bill for an Act entitled: "An Act to amend Section 9256, Revised Codes of Montana, 1921, providing when an attachment may issue." Committee on Judiciary.

H. B. No. 426, by Stewart: A Bill for an Act entitled: "An Act to amend Sections 19, 20, 105, 134 and 135 of Chapter 89 of the Laws of the Twentieth Legislative Assembly of the State of Montana, being an Act revising and codifying the banking laws and providing for the incorporation and regulation of state banks and trust and investment companies: providing for the regulation of private banks: the maintenance of a State Banking Department, creating a fund to be known as the State Examiner's Fund and prescribing the qualifications, duties and compensation of the State Superintendent of Banks, and of the deputies and employees of the Banking Department, and prescribing a method for the liquidation of state banks, trust and investment companies, and repealing certain sections of the laws of Montana, together with Acts amendatory thereof, and providing penalties for the violations of this Act." Committee on Banks and Banking.

The following bills were introduced, read first and second time at length, and referred to committees:

H. B. No. 413, by Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money from the General Fund and certain

special funds for the operation and maintenance of certain departments, boards and commissions for the year ending June 30, 1931, the appropriations made by the Twenty-first Legislative Assembly having been found to be insufficient." Committee on Appropriations.

H. B. No. 414, by Appropriations Committee: A Bill for an Act entitled: "An Act to appropriate money for the payment to William Maxwell for services rendered as State Mine Inspector, subject to the approval of the State Board of Examiners." Committee on Appropriations.

H. B. No. 420, by Curran: A Bill for an Act entitled: "An Act creating a special commission for the observance of the two hundredth anniversary of the birth of George Washington and making appropriation therefor." Committee on Appropriations.

H. B. No. 422, by Rolph, Chapman, Lewis, R. R. Ueland and Hagestad: A Bill for an Act entitled: "An Act to regulate and license manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil and oil and grease for boilers; providing a license for the right to engage in said business within the State of Montana and fixing fees therefor; requiring all such commodities to meet tests in this Act prescribed and provided; requiring a bond from dealers in and refiners of gasoline; providing for the posting of notices of the grade and character of the commodity sold, providing for the inspection of such commodities when dangerous to life and originating in points outside the State of Montana and shipped therein; establishing a laboratory; permitting manufacturers, dealers and distributors the right to adopt and register a trade name and forbidding infringement thereof; recognizing and clothing the Board of Equalization of the State of Montana with power to compel dealers in said commodities to meet reputable and accurate meters and measuring devices for the sale thereof; fixing penalties for the enforcement of this Act; investing the Board of Equalization of the State of Montana with the enforcement and administration thereof; providing an appropriation therefor, and repealing Chapter 109, Session Laws of the Twentieth Legislative Assembly, 1927, Acts amendatory thereto and all Acts and parts of Acts in conflict herewith." Committee on Petroleum, Oil and Gas.

H. B. No. 423, by Rolph and Parker: A Bill for an Act entitled: "An Act to create a legislative reference bureau, and to provide for its functions, operations and maintenance; providing for a board of trustees of such bureau and the appointment of a librarian, and fixing his salary, and for the appointment of necessary assistants from time to time, and providing an appropriation therefor, and to repeal Section 1568 of the Revised Codes of Montana, 1921." Committee on State Boards and Officers.

THIRD READING OF HOUSE BILLS

H. B. No. 273, introduced by Committee on Education, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Adair, Stewart. Total 2.

Absent and Not Voting: Arnold (Stillwater), Bechtel, Blewett, Cranston, Dellwo, Doran, Henderson, Knight, McFarland, Moss, Pauly, Roll, Shannon, Swope, Tinsley, Vollmer. Total 16.

H. B. No. 274, introduced by Committee on Education, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merri-man, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Porter, Quamme, Rigg, Rolph, Ross, Salyerds, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and Not Voting: Arnold (Stillwater), Bechtel, Doran, Henderson, Knight, Moss, O'Day, Pauly, Replogle, Roll, Ryder, Sample, Shannon, Swope, Tinsley, Vollmer. Total 16.

On request by Leavitt unanimous consent was given to read H. J. R. No. 4 by title and history only. There being no objection, so ordered.

H. J. R. No. 4, introduced by Sample, having been read three several times, title and history agreed upon, was adopted by the following vote:

Ayes: Adair, Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: Arnold (Rosebud). Total 1.

Absent and Not Voting: Bechtel, Doran, Fairgrieve, Henderson, Metlen, Moss, O'Day, Pauly, Roll, Shannon, Swope, Tinsley, Vollmer. Total 13.

H. B. No. 195, introduced by Moss and Willard, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Leavitt, Lillis, Logan, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Quamme, Replogle, Rigg, Ross, Salyerds, Sample, Southmayd, Stewart, Sullivan, Ueland (Andrew), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 69.

Noes: Benjamin, Finlen, Freed, Hagestad, Haight, Hamilton (Musselshell), Kruse, Lewis, Manning, Martin, Porter, Ryder, Sheffer, Spangler, Troy, Woodcock. Total 16.

Absent and Not Voting: Bechtel, Curran, Dellwo, Doran, Henderson, Metlen, Moss, Pauly, Roll, Rolph, Schilling, Shannon, Swope, Tinsley, Ueland (R. R.), Vollmer. Total 16.

H. B. No. 230, introduced by Meyer, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Quamme, Porter, Replogle, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and Not Voting: Bechtel, Dellwo, Doran, Dougherty, Freed, Henderson, Metlen, Minnick, Moss, O'Connell, Pauly, Rigg, Roll, Schilling, Swope, Tinsley, Vollmer. Total 17.

H. B. No. 168, introduced by Curran, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dunn, Ekegren, Erickson, Goodwin, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland, Andrew, Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Hamilton (Musselshell). Total 1.

Absent and not voting: Bechtel, Doran, Dougherty, Fairgrieve, Freed, Metlen, Minnick, Moss, O'Connell, Pauly, Roll, Shannon, Swope, Tinsley, Vollmer. Total 15.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under same rules as the previous sitting. Motion seconded and carried.

Cooney of Silver Bow in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 171, 192, 197, 203, Senate Bills No. 20, H. B. Nos. 247, 191, 198, 206, 231, 233, 246, 286, 295, S. B. Nos. 15 and 29, respectfully report as follows: Recommend that:

H. B. No. 171, do pass.

H. B. No. 192, amend Section One by inserting in line 3, the word "Section" before the figures "4288"; that H. B. No. 192, as amended, do pass.

H. B. No. 197, amend Section 5, by striking out in line 5, the word "Fifty" and inserting in lieu thereof the words "Twenty-five"; further

amend Section 5 by striking out in lines 12 and 13, after the word "evidence" the following "satisfaction to him"; amend Section 6 by striking out in line 1 after the word "the" the following "chemist of the Montana Agriculture Experiment Station" and inserting in lieu thereof the words "Commissioner of Agriculture"; amend Section 7 by striking out in line 1 after the word "hereunder" the word "by" and inserting in lieu thereof the word "for"; amend Section 10, by striking out in line 5 after the word the "Montana Agriculture Experiment Station" and inserting in lieu thereof the words "State Department of Agriculture"; amend Section 11 by adding in line 10 after the word "or" appearing first time in line 10 as follows: "Any deficit less than 5%"; amend H. B. No. 197 by striking out Section 13; that H. B. No. 197, as amended, do pass.

H. B. No. 203, do pass.

Senate Bill No. 20, be concurred in.

H. B. No. 247, amend Section 3, by inserting in line 2 after the word "warrants," the words "except County High School Bonds"; amend the title of H. B. 247 by adding in line 6 thereof, after the figures "4615" the figures "4616"; amend Section 2 by changing period at end of line 8 to a semi-colon and adding the following: "A contribution by a county to the cost of a Federal Aid bridge and a contribution by a county to the cost of a Federal Aid Highway project on a highway leading to said bridge shall be deemed a separate purpose"; amend Section 6 by striking out in line 5 the words and figures "July 1st, 1931" and inserting in lieu thereof the words and figures "January 1st, 1931"; that further consideration of H. B. No. 247, passed for the day.

COONEY, Chairman.

On motion by Cooney, report adopted.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Mines and Mining, having had under consideration House Joint Memorial No. 9, "A Resolution memorializing the Senate of the United States for the passage of Resolutions numbered 442 and 443, introduced by Senator Pittman, relating to the stabilization of the silver market", recommend that same be amended to read as follows: Amend by striking out in line 11 after the word "it" the words "compatible with" and adding in lieu thereof the word "to"; amend by striking out in line 20 after the word "it" the words "compatible with" and adding in lieu thereof the word "to"; amend by striking out on page 2, line 3 after the word "it" the words "compatible with" and adding in lieu thereof the word "to"; amend by striking out on page 3, line 9 after the word "relations" and the comma, the word "and"; amend by striking out in page 3, line 10 the period after the word "Montana" and adding thereto the words "and to Senator Pittman of Nevada." And that as amended, H. J. M. No. 9 do pass.

HENDERSON, Chairman.

On motion by Henderson, report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration Senate Bill No. 44, introduced by Higbie, by request, A Bill for an Act entitled: "An Act providing for the levy of irrigation district taxes or assessments by Board of County Commissioners when levy is not made by Board of Commissioners of District, and providing for furnishing the County Clerk with reference to such levy," respectfully report as follows: That Senate Bill No. 44, be amended to read as follows: By adding at the end of Section 1, line 11, of the printed bill the following words: "Provided, however, that this Act shall apply only to irrigation districts having a bonded indebtedness and actually in possession of a dependable water supply system, and furnish-

ing substantial amounts of water to bonafied users." And as so amended we recommend that same be concurred in.

LILLIS, Chairman.

On motion by Lillis, report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration House Bill No. 214, introduced by Committee on Irrigation and Water Rights, A Bill for an Act entitled: "An Act to create an Irrigation and Water Right Code Commission and prescribing its powers and duties," respectfully report as follows: That House Bill No. 214, do pass.

LILLIS, Chairman.

On motion by Lillis, report adopted.

Mr. Speaker: We, your Committee on Fish and Game recommend the following amendments to House Bill No. 269: 1. In the title in line 6, after the word "fish" and before the word, "within" insert "and fur bearing animals." 2. In Section 1, by striking out lines 14, 14½, 15, 15½, and 16 and inserting in lieu thereof the words "Class A—Resident General License. 3. In Section 2 by striking out all words after the figures 3685 in line 23½ of page 1 up to and including line 10½ of page 2 and inserting in lieu thereof the words: "Fees and Powers under licenses. Said applicant, if a resident of the State of Montana and a citizen of the United States, shall pay to the officer or person countersigning and issuing the license the sum of Two Dollars and Fifty cents (\$2.50) as a license fee, and shall obtain a license of Class A, which shall entitle the holder to pursue, hunt, shoot, kill, capture, take, and possess game, game birds and animals and to fish with hook and line or rod in hand as authorized by this Act." 4. In Section 2 by inserting in line 23 after the word "B-2" and before the word "which" on page 2 of original bill the words "provided however, that when the non-resident fees of other states are in excess of those in Montana for the equivalent of Class B, Class B-1 and Class B-2 licenses, then the fees charged by the other states shall be the license fee in Montana." 5. In Section 2 by striking out lines 2 to 20½ inclusive on page 3 of original bill. 6. In Section 2 by striking out all of lines 1 to 10½ inclusive on page 4 and inserting in lieu thereof the words, "the sum of \$7,500.00 shall be transferred on or before January first of each year from the Fish and Game Fund to the Bounty Fund of the State to be used to pay bounties on predatory animals as provided by law; said sum of \$7,500.00 shall be matched with a like sum of the said Bounty Fund money derived from the tax on livestock now provided by law providing a fund of Fifteen Thousand Dollars (\$15,000.00). At the close of any bounty paying season of any year 50% of any unexpended balance shall be re-transferred to the State Fish and Game Fund. Nothing herein contained shall be so construed as to prevent the Livestock Commission from expending from its Bounty Fund any part thereof in excess of Fifteen Thousand Dollars (\$15,000.00), which may be necessary for the purpose of paying bounties." And so amended that same do pass.

ARNOLD, Chairman.

On motion by Arnold (Stillwater), report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 77, A Bill for an Act entitled: "An Act requiring all contracts hereafter let by the State Highway Commission for the construction, reconstruction, repair or maintenance of highways to contain provisions requiring preference at reasonable wages to be given to bona fide citizens of Montana in the employment and use of labor done under said contracts; defining labor and bona fide citizens and prohibiting the letting of any further such contracts to any contractor after said provision has been violated by any contractor to whom such a contract has been let or by any sub-contractor doing work covered by the contract upon payment of to said contractor of the contract value of work performed and material furnished", respectfully report as follows: That

House Bill No. 77 be amended as follows: In line 5 of the title of the original bill, strike out the word "citizens" and insert the word "residents" in lieu thereof; in line 8 of Section 1 strike out the word "citizens" and insert the word "residents" in lieu thereof. In line 11 of Section 1 strike out the period following the final word "it" and insert a comma in lieu thereof and add the words "provided that in contracts involving the expenditure of Federal aid funds this act shall not be enforced in such a manner as to conflict with or be contrary to the Federal statutes prescribing a labor preference to honorably discharged soldiers, sailors and marines and prohibiting as unlawful any other preference or discrimination among citizens of the United States." In line 4 of Section 4, page 2 of the original bill, strike out the word "citizens" and insert the word "residents" in lieu thereof; in line 12 of Section 3 strike out the word "citizens" and insert the word "residents" in lieu thereof. And when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 226, A Bill for an Act entitled: "An Act to amend Chapter 100 of the Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to tax deed; providing a method and procedure to be followed in applying for a tax deed and for the issuance thereof by the County Treasurer; the redemption of said lands from the tax sale; and the form of deed to be issued and the title conveyed thereby," respectfully report as follows: That House Bill No. 226 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 251, a Bill for an Act entitled: "An Act prohibiting the defacing and injuring of motor vehicles and providing punishment therefor," respectfully report as follows: That House Bill No. 251 be amended by striking out all of Section 3, and when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 267, a Bill for an Act entitled: "An Act to amend Section 5736 Revised Codes of Montana, 1921, relating to causes for divorce," respectfully report as follows: That House Bill No. 267 be amended as follows: That in the title the period after the word "divorce" be stricken and a semi-colon inserted in lieu thereof, and the following be added: "Providing for insanity as a cause and regulating the procedure thereof"; in line 4 of Section 1, before the word "absolute" insert the words and figures "Section 5736. Causes for divorce." In line 10 of Section 1 of the original bill, after the word "action" and before the word "before" insert the word and figure "Section 2." In line 17 of Section 1 of the original bill, after the words "such action" and before the words "give bond," strike out the word "shall" and insert in lieu thereof the words "may, in the discretion of the court, be required to." Section 2 of the original bill be renumbered Section 3, and when so amended the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 307, a Bill for an Act entitled: "An Act defining the title conveyed by tax deed," respectfully report as follows: That House Bill No. 307 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 327, a Bill for an Act entitled: "An Act to amend Section 3566 of the Revised Codes of Montana of 1921, relating to the promotion and regulation of apiculture in the State of Montana," respectfully report as follows: That House Bill No. 327 do pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 330, a Bill for an Act entitled: "An Act relating to the method and procedure for changing the period of time herd districts will be in effect," respectfully report as follows: That House Bill No. 330 do pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 366, a Bill for an Act entitled: "An Act to repeal Section 3707 of the Revised Codes of Montana, 1921, as amended by Chapter 77 of the Session Laws of 1923, relating to compensation of persons issuing licenses," respectfully report as follows: That House Bill No. 366 do pass.

ARNOLD of Stillwater, Chairman.

On motion by Arnold of Stillwater, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 367, a Bill for an Act entitled: "An Act amending Section 3676 of the Revised Codes of Montana, 1921, relating to the changing, creating and posting of fish and game districts, preserves, refuges, closed districts, sanctuaries and rest grounds, prescribing penalties for a violation of this Act, and repealing all Acts and parts of Acts in conflict with the provisions hereof," respectfully report as follows: That House Bill No. 367 do pass.

ARNOLD of Stillwater, Chairman.

On motion by Arnold of Stillwater, report adopted.

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration House Bill No. 276, a Bill for an Act entitled: "An Act to amend Section 7597 Revised Codes of Montana, 1921, relating to the enforcement of conditional sale contracts and defining the rights of the vendor and vendee thereunder, and to repeal all Acts and parts of Acts in so far as the same may conflict herewith," respectfully report as follows: That House Bill No. 267 do not pass.

RIGG,
MANNING,
LEAVITT,
SAMPLE,
PAULY,
SCHILLING,
ADAIR,
STEWART,
MERRIMAN,
ROSS,
FINLEN.

Mr. Speaker: We, the undersigned minority members of your Committee on Judiciary, having had under consideration House Bill No. 276, respectfully report as follows: That House Bill No. 276 do pass.

MEYER,
REPLOGLE,
GRAFF,
NYQUIST.

Moved by Rigg that majority report be adopted; moved by Meyer as substitute motion, that minority report be adopted. Motion to adopt majority report carried.

Moved by Leavitt that the House recess until 8:00 p. m. Motion seconded and carried.

House resumed at 8:00 p. m., pursuant to recess.

Mr. Speaker in the chair.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 111 and 218, Sub. H. B. No. 123.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign H. B. Nos. 111, 218 and Sub. H. B. No. 123, and thereupon signed the same.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 138, 248, 282, 332, Sub. H. B. No. 239, H. J. M. No. 6, H. J. R. No. 5, H. B. Nos. 176, 258, 266, 271, 288, 294, 309, 318, 324.

NYQUIST, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

The following resolution was received and referred to Committee on Federal Relations:

House Joint Resolution No. 7

Introduced by Committee on Federal Relations.

A resolution requesting that Congress enact legislation providing for the taxation of the personal property of employees of military reservations.

To the Honorable Senate and House of Representatives in the Congress of the United States of America:

Your Memorialists, the members of the Twenty-second Legislative Assembly of the State of Montana, the Senate and House concurring, respectfully represent:

WHEREAS, many employees on military reservations, particularly reservations that are used for rehabilitation hospitals, protest against the payment of personal taxes; and

WHEREAS, the members of the family of said employees enjoy the benefits of the community, particularly police protection, education and the maintenance of highways; and

WHEREAS, the burdens of these particular benefits to the community should be borne by all alike.

BE IT RESOLVED that it is the sense of this Legislative Assembly to the Congress of the United States that they should enact legislation that will provide for the respective states and counties to assess the personal effects of employees residing on reservations therein.

BE IT FURTHER RESOLVED that a copy of this Memorial be forwarded by the Secretary of State to both the Senate and House of Representatives of the National Congress, and to the Senators and members of Congress from Montana.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

On request by Goodwin, unanimous consent was granted to introduce bills without previous notice.

The following bills were introduced, read first and second time and referred to committees:

H. B. No. 427, by Committee on Insurance: A Bill for an Act entitled: "An Act amending Section 6118 of the Revised Codes of Montana of 1921, relating to the obtaining of licenses to transact insurance business and prescribing the duties of the Commissioner of Insurance in withholding licenses when the Commissioner believes said licensee does not possess proper qualifications or the permit is for special benefit of the licensee." Committee on Insurance.

H. B. No. 428, by Goodwin, Meyer, McDermott, Sullivan: A Bill for an Act entitled: "An Act regulating the use of telephones on counters in public places where a charge is made for the use thereof; and providing penalties therefor." Committee on Public Utilities and State Commissions.

H. B. No. 429, by Committee on Insurance: A Bill for an Act entitled: "An Act to amend Sections 6290 and 6291 and 6292 of the Revised Codes of Montana of 1921, relating to misrepresentation by life insurance companies or agents and fixing penalty for violation of this section." Committee on Insurance.

H. B. No. 431, by Fairgrieve and O'Connell: A Bill for an Act entitled: "An Act to amend Section 7726 Revised Codes of Montana of 1921 relating to interest and the amount that parties may agree to and what charges are prohibited and providing a penalty therefor." Committee on Judiciary.

H. B. No. 432, by Benjamin and Nelstead, by request: A Bill for an Act entitled: "An Act to amend Sections 2296 and 2297 and to repeal Section 2298 of the Montana Revised Codes of 1921, and to amend Section 1303, Montana Revised Codes of 1921, as amended by Section 4 of Chapter 46 of the Laws of 1923; to provide a license tax upon corporations doing business in the State; providing method of arriving at net income; to allow certain deductions, and to exempt certain corporations from said tax; to provide for allocation of business done within and without the state; to provide for the necessary enforcement and collection of said tax, and granting powers to the State Board of Equalization to make rules and regulations relative thereto, and repealing all Acts and parts of Acts in conflict herewith." Committee on Revenue and Taxation.

H. B. No. 433, by Fairgrieve and O'Connell: A Bill for an Act entitled: "An Act to amend Section 7727 of the Revised Codes of Montana of 1921 relating to the penalty for usury, action to recover excessive interest." Committee on Judiciary.

H. B. No. 435, by Casey, Swope and Meyer: A Bill for an Act entitled: "An Act creating a State Narcotic Enforcement Department delegating the Attorney General Ex-Officio head of the Narcotic Enforcement Department, authorizing the appointment of investigators to carry out the provisions of this Act and providing regulations therefore and providing for an appropriation." Committee on State Boards and Officers.

H. B. No. 436, by Committee on Military Affairs: A Bill for an Act entitled: "An Act to amend Section 4536 of the Revised Codes of Montana of 1921 relating to the burial of deceased soldiers, sailors, marines and nurses; providing for the burial of deceased members of the Soldiers' Home; and providing that the expense of burying female members of the Soldiers' Home shall not exceed one hundred dollars." Committee on Military Affairs.

H. B. No. 437, by Goodwin and O'Connell: A Bill for an Act entitled: "An Act making it unlawful for any officer, board, or other agency of the State of Montana, or any Board of County Commissioners, or county officer, or school board, or any town or city council, or any town or city officer, as such, to employ any married woman, for any position or employment; having an able bodied husband who is receiving one hundred and fifty dollars (\$150.00) per month or its equivalent, or having a husband financially able to support her; providing for the temporary employment of such person in cases of emergency; providing any warrant issued or payment made therefor be null and void and providing the liability therefor; providing a method for the justification of the employment; pro-

viding taxpayer's remedy at law; excluding now existing contracts; and providing penalties for violation of this Act." Committee on Judiciary.

H. B. No. 438, by O'Connell, McDermott, Casey, Goodwin, Hamilton and Phillips and Morris: A Bill for an Act entitled: "An Act requiring the Board of State Prison Commissioners to erect cottages for the female prisoners, now, or later to be, committed to the Montana State Prison providing for the completion of the first unit of same within one year and providing for allocation of funds for the same." Committee on State Institutions, Public Buildings and Grounds.

H. B. No. 439, by Goodwin: A Bill for an Act entitled: "An Act to amend Section 8 of Chapter 109 of the Laws of the Twentieth Legislative Assembly of the State of Montana of 1927, relating to the regulating and licensing of gasoline manufacturers and dealers; providing public service commission may make inspections and tests and providing regulation therefor." Committee on Petroleum, Oil and Gas.

H. B. No. 440, by Quamme, by request: A Bill for an Act entitled "An Act to amend Section 2 of Chapter 108 of the Laws of the Twentieth Legislative Assembly of the State of Montana, relating to the limitation of the amount and extent of State Land which may be leased for oil and gas purposes, and providing for drilling and operating agreements." Committee on State Lands.

H. B. No. 441, by Dougherty, by request: A Bill for an Act entitled "An Act prohibiting deceit in weight, grade, measure or test in sale of milk or cream and providing a penalty for violation of the provisions of this Act." Committee on Dairying.

H. B. No. 442, by Committee on Judiciary: A Bill for an Act entitled "An Act to amend Section 9 of Chapter 100 of the Twenty-first Legislative Assembly of 1929, relating to the title conveyed by tax deed." Committee on Judiciary.

H. B. No. 443, by Committee on Ways and Means: A Bill for an Act entitled: "An Act to provide for the support of the government of Montana for the years 1931 and 1932." Committee on Ways and Means.

H. B. No. 444, by Shannon: A Bill for an Act entitled: "An Act creating a State Teachers' Agency; placing the same under the supervision of the State Superintendent of Public Instruction; requiring the reporting of all vacancies to said agency by all boards of school trustees and prescribing the fees relative thereto." Committee on Education.

H. B. No. 445, by Committee on Ways and Means: A Bill for an Act entitled: "An Act providing for an additional tax levy for the support, maintenance and improvement of the University of Montana, Agricultural Experiment Station and Extension Service for the years 1931 and 1932 pursuant to the provisions of Chapter 138 of the laws of the Twenty-first Legislative Assembly of the State of Montana of 1929 referred to and approved by the people of the State of Montana, at the general election held in November, 1930, the same being known as Referendum Measure Number Thirty Four." Committee on Ways and Means.

The following bills were introduced, read first and second time at length and referred to committees:

H. B. No. 430, by Hamilton or Phillips: A Bill for an Act entitled: "An Act to appropriate one thousand dollars (\$1000.00) from the Livestock Sanitary Board Fund for the payment of claim due to F. Myrtle Barnes of Phillips county for the state's portion of a loss due to the forced sale and slaughter of alleged tubercular dairy cattle." Committee on Appropriations.

H. B. No. 434, by Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money derived from the sale of bonds under the provision of referendum measure 33, which was submitted to the vote of the electors of the State of Montana at the last General Election and which provides that such funds should be used for the purpose of building and other improvements at certain State institutions and for the use and sale of such bonds and at such times as by the State Board of Exam-

ners are deemed to be necessary for the execution of the building program herein outlined. The funds derived from the sale of such state institution bonds are to be expended only for the purpose herein set forth and for such item only and so much as is necessary, not exceeding the amount allotted." Committee on Appropriations.

The following memorial was introduced, read first and second times and referred to Committee on Agriculture:

House Joint Memorial No. 10

Introduced by Committee on Agriculture.

Memorial to the Congress of the United States, requesting the enactment of Senate Bill No. 5109 introduced by Frazier, providing for the liquidation and refinancing of agricultural indebtedness through federal agencies.

To the Honorable Senate and House of Representatives of the United States of America:

Your Memorialists, the members of the Twenty-second Legislative Assembly of the State of Montana, the House and Senate concurring, respectfully represent:

WHEREAS, Senate Bill No. 5109 introduced in the Congress of the United States by Senator Frazier provides for the liquidating and refinancing of agricultural indebtedness and providing for a reduced rate of interest for the same through the Federal Farm Loan System, Federal Reserve Bank System, and Postal Saving Depository System, and

WHEREAS, the provisions of this will have a vital effect upon the agricultural industry of the State of Montana, and

WHEREAS, at the present time many loans relating to the agricultural industry should bear a reduced rate of interest, and

WHEREAS, there are funds in the various federal financial departments to provide for this reduced rate of interest.

NOW, THEREFORE, BE IT RESOLVED, That it is the sense of your memorialists, the Legislative Assembly of the State of Montana, that the Congress of the United States should by proper legislation enact the provisions of the Frazier Act, and

BE IT FURTHER RESOLVED, that a copy of this Memorial, duly authenticated, be sent by the Secretary of State to the Senate and House of Representatives of the United States and to each of the Senators and Representatives of Montana in Congress.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders under the same rule as the previous sitting.

Merriman of Carbon in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 250, 265, 291, S. B. No. 19, Senate amendments to H. B. No. 78, respectfully report as follows: Recommend that:

H. B. No. 250 be amended in the title by adding after the word "prohibited" the words "and providing a penalty for the violation thereof"; amend Section 1 by adding to line 10 after the word "agreement," "and a violation of this section shall constitute a misdemeanor"; that enacting clause be stricken.

H. B. No. 265, amend Section 1 by inserting in line 19 thereof the word "public" after the word "any" and by inserting in line 20 the word "public" after the word "or"; that H. B. No. 265, as amended, do pass.

H. B. No. 291, amended as follows: Amend Section 1 by inserting the word "Section" before the figures "1535"; that H. B. No. 291, as amended do pass.

Senate Bill No. 19, further consideration passed for the day.
Senate amendments to H. B. No. 78, concurred in.

MERRIMAN, Chairman.

On motion by Merriman, report adopted.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

The following resolution was submitted, read and referred to Committee on Ways and Means:

House Joint Resolution No. 8

Introduced by Minnick, Gordon, Nyquist, Porter, Benjamin, Hanson, Hagestad, Ueland (R. R.), Waring, Ekegren, Ueland (A.), Woodcock, Curran.

WHEREAS, the consumers of the State of Montana are much concerned over the high price of gasoline and distillate.

WHEREAS, a material reduction in state freight rates was ordered on April 17, 1929, which reduction was sustained by the United States Supreme Court on June 7, 1930, which reduction resulted in a saving to the shipper of gasoline and distillate of something over \$250,000.00 between the dates of April 17, 1929, and June 7, 1930.

WHEREAS, it is the belief of the general public that this saving in freight has not been passed on to the consumer of this state.

BE IT THEREFORE RESOLVED that the Senate concurring a joint committee be appointed from the Senate and House to investigate and report to the Senate and House their findings, together with any suggestions as to how this discrimination against the consumer may be righted.

BE IT FURTHER RESOLVED that a suitable appropriation be made to defray the expense of such an investigation.

Moved by Leavitt that the House adjourn until Saturday, February 14, 1931, at 10:00 a. m. Motion seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-FIRST DAY

House of Representatives,
Helena, Montana, February 14, 1931.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: O'Connell, absent; Ryder excused until further notice.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 40th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Constitutional Amendments, having had under consideration House Bill No. 116, a Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 1, Article 12 of the Constitution of the State of Montana, relating to revenue and taxation; providing for the levy, collection and distribution by the state of taxes upon incomes for the use and benefit of the public schools, and of the state government," recommend that same do pass.

McCORMACK, Chairman.

On motion by McCormack, report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments, having had under consideration House Bill No. 158, a Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article 12 of the Constitution of the State of Montana, as amended; providing for County Boards of Equalization and prescribing their functions; creating a Public Control Commission in place and stead of the State Board of Equalization, providing for the membership and appointment of commissioners and filling of vacancies, and defining and prescribing its powers and duties," and House Bill No. 158 be amended to read as follows: Amend the title by striking out after the words "as amended" in line 4 thereof, all the remaining part of said title and insert in lieu thereof the following: "providing for County Boards of Equalization and prescribing their functions; creating a Public Control Commission in place and stead of the State Board of Equalization and the Railroad Commission, providing for the membership and appointment of the commissioner, and the filling of vacancies and defining and prescribing its powers and duties."

Amend Section 1 by inserting after the word "be" in line 2 the word "further". Strike out the words "as is" in line 2 of Section 1, all of line 3, line 4 and line 5 of Section 1, and all of Section 2 and insert in lieu thereof the words "so that as amended it will read as follows". Amend Section 1 by striking out the word "railroad" at the end of the next to the last line thereof on page 1, and the word "and" at the beginning of the last line of said section on page 1. Strike out in line 1 of Section 1 on page 2 of the original bill the words "the railroad and" and insert in lieu thereof the word "the". Insert after the word "years" at the beginning of line 5 at the top of page 2 of the original bill the words "except that the terms of the appointed members constituting the first board shall be so made that such terms shall expire at different times". Strike out the words "the railroad and" at the end of line 6 and the beginning of line 7 on the top of page 2 of the original bill and insert in lieu thereof the word "the". Strike out in line 17 on the top of page 2 of the original bill the words "the said railroad and" and insert in lieu thereof the word "the". Strike out all of the remaining portion of Section 1 after the word "therin" in line 6 at the bottom of Section 1 on page 2, and insert in lieu thereof the following: "and possess all of the powers and functions of the railroad and public service commissions and the state board of equalization prescribed by law, and also be clothed with such other powers and shall perform such other duties as may be prescribed by law". Strike out the first seven lines of Section 2 and insert in lieu thereof the following: "this amendment shall be submitted to the qualified electors of the State of Montana for ratification by separate official ballots to be provided for that purpose at the general election to be held in November 1932, which shall have printed thereon all of Section 15 of Article 12 of the Constitution as proposed to be amended by this Act, and below the same shall be printed the following words". Strike out in line 7 on the top of page 3 the words "the railroad and" and insert in lieu thereof the capital letter "A". Strike out in line 9 on the top of page 3 of the original bill the words "the railroad and" and insert in lieu thereof the capital letter "A". Insert after the letter "X"

in line 11 on the top of page 3 the words "in the Square". Strike out the figure "4" after the word "Section" in line 12 on the top of page 3, and insert in lieu thereof the figure "3". After the end of Section 3 insert the following: "Section 4. All acts and parts of Acts in conflict herewith are hereby repealed. Section 5. This Act shall be in full force and effect from and after its passage and approval", and that House Bill No. 158, as amended do pass.

McCORMACK, Chairman.

On motion by McCormack, report adopted.

The Speaker gave notice he was about to sign Senate Bill No. 25 and thereupon signed same.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE

The following communications were received from the Senate:

Helena, Montana, February 13, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following motion was this day read and adopted: "Mr. President: I hereby move that a committee of three members of the Senate be appointed to investigate the present administration of the Blue Sky Law of the State of Montana, and report back to the Senate within five days. (Signed), Keeley".

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee on Public Lands this day recommended that S. B. No. 98 do pass, report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 200, by Nyquist was this day recommended for non-concurrence by the Committee on Judiciary, report adopted, and bill is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate read first and second time, and re-referred to Committees:

Sub. H. B. No. 37: Committee on Judiciary.

H. B. No. 48: Committee on Labor and Capital.

H. B. No. 204: Committee on Finance & Claims.

H. B. No. 215: Committee on Counties & Towns.

H. B. No. 224: Committee on Public Morals.

H. B. No. 227: Committee on Insurance.

H. B. No. 237: Committee on Roads & Highways.

H. J. M. No. 5: Committee on Federal Relations.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length, and Journal show same. Motion seconded and carried.

Helena, Montana, February 13, 1931.

Mr. Speaker: I am directed by Senate to inform your Honorable body that the following Senate Bill was this day introduced, read first and second time and referred to Committee: S. B. No. 106, by Larsen and servant: A Bill for an Act entitled: "An Act providing for the classification and basis upon which taxes shall be imposed upon all lands, town and city lots, with improvements, and upon grains and seeds". Committee on Taxation.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1931.

Mr. Speaker: I am directed by Senate to inform your Honorable body that the Senate Committee of the Whole this day, having had under consideration Business on General File, respectfully report and recommend as follows: That consideration of S. B. No. 58 be passed for the day. That S. B. No. 66 do pass. That S. B. No. 57 be amended in Section 5, line 3, by inserting after the word, "laboratory", the following: "Providing that the Commissioner of Agriculture may when requested by the County Commissioners of any County, where a protein laboratory has been previously established, be authorized to make arrangements with the said County Commissioners of said County to retain its protein laboratory equipment, provided that the said County agrees to care for the same without any expense to the Department of Agriculture of the State of Montana"; and as so amended, recommend same do pass.

That S. B. No. 51 be amended in Section 5 by striking out in line 2 the word, "and"; also in Section 8 by inserting at the end thereof the words, "said appeal may be taken to the District Court of the County in which the applicant resides and shall be heard and determined by the judge of such Court without a jury"; also amend in Section 9 by striking out in line 4 the last two words, "no charge", and in line 5 the first two words, "to be", and inserting in lieu thereof the words, "twenty-five cents (25c)"; also amend in Section 14, Sub-section C, by striking out all of the balance of Sub-section C, after the word "of", in line 15, and inserting in lieu thereof the words and figures, "five dollars (\$5.00)"; also amend in Section 15 by striking out in line 4 the words, "with and will comply"; and as so amended, recommend same do pass.

That S. B. No. 27 do pass.

That consideration of S. B. No. 40 be passed for the day.

That consideration of S. B. No. 59 be passed for the day.

That S. B. No. 67 do pass.

That S. B. No. 68 do not pass.

That S. B. No. 69 do pass.

That S. B. No. 41 be amended in Section 1 by striking out in lines 3, 4 and 5, the words, "organized under the laws of this State of organized under the Acts of Congress of the United States relating to National Banking Associations and"; also amend in Section 1 by adding after the words, "Superintendent of Banks", the words, "in the case of State Banks"; and as so amended recommend same do pass.

That S. B. No. 81 do pass.

That H. B. No. 132 be concurred in.

That H. B. No. 154 be concurred in.

That Sub. for H. B. No. 88 be concurred in.

That H. B. No. 131 be concurred in.

That H. B. No. 150 be concurred in.

That H. J. R. No. 3 be amended in line 28, original bill, by striking out the word, "second", and inserting in lieu thereof the word, "third" and as so amended, recommend same be concurred in.

That S. J. M. No. 3, be concurred in.

That H. J. M. No. 4 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1931.

Mr. Speaker: I am directed by Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time and referred to Committees:

S. B. No. 100, introduced by Parkin and Reed: A Bill for an Act entitled: "An Act to amend Section 3242 of the Revised Codes of Montana of 1921, relative to the regulations governing the practice of public accountancy." Referred to Committee on State Boards and Offices.

S. B. No. 101, introduced by Fenton: A Bill for an Act entitled: "An Act to amend Section 6968 of the Revised Codes of Montana of 1921 relating to the selection of homestead and quantity and value of land to be included therein." Referred to Judiciary Committee.

S. B. No. 102, introduced by Eaton: A Bill for an Act entitled: "An Act to amend Section 1005 of the Revised Codes of Montana of 1921, relating to the organization of the Board of School Trustees." Referred to Committee on Education.

S. B. No. 103, introduced by Ruffcorn and Gustafson, by request: A Bill for an Act entitled: "An Act to amend Section 4565 of the Revised Codes of Montana of 1921, as amended by Section 1 of Chapter 56 Session Laws of the Eighteenth Legislative Assembly, 1923, and Sections 4566, 4567 and 4569 of the Revised Codes of Montana of 1921 relating to county free libraries, appointment of County Library Board, Librarian and qualifications thereof; supervision of county free library and its branches; oath, duties and compensation of County Librarian and acceptance of property of school libraries." Referred to Committee on Counties and Towns.

S. B. No. 104, introduced by Husband and Donovan: A Bill for an Act entitled: "An Act amending Section 10057 of the Revised Codes of Montana for 1921, relative to the competency of executors or administrators and providing when letters with will annexed shall issue and providing for the disqualification of an executor or trustee after the renunciation or resignation of such executor or trustee." Referred to Judiciary Committee.

S. J. M. No. 7, introduced by Committee on Mines and Mining: "A resolution memorializing the Senate of the United States for the passage of resolutions numbered 442 and 443, introduced by Senator Pittman, relative to the stabilization of the silver market." Referred to Committee on Mines and Mining.

S. B. No. 105, by Committee on Fish & Game: A Bill for an Act entitled: "An Act creating the Little Snowy Mountain Game Preserve in Musselshell County, and defining the boundaries thereof". Committee on Fish & Game.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1931.

Mr. Speaker: I am directed by Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Staggs, Baker, Himsl, Smith (Custer), McCormick, Survant, Larson Kemmis and Parkin: A Bill for an Act entitled: "An Act to amend Chapter 48 of the Revised Codes of Montana of 1921, by adding two new

Sections to be known as Sections 553 (a) providing for a new register of voters, and Section 553 (b) providing for a declaration of political party, and to amend Sections 554, 567 and 568 of the Revised Codes of Montana of 1921, all relating to the registration of electors, and Section 651 of the Revised Codes of Montana of 1921 as amended by Chapter 133 of the Session Laws of 1923, as amended by Chapter 14 of the Session Laws of 1927, and, as further amended by Chapter 67 of the Session Laws of 1929, and Section 652 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of 1923, relating to form of ballots in primary elections".

By Kemmis, Himsl, Holton, Crawford, Plank, Angvick, Baker, Sparling, Staggs, Wheeler, Willis, Tower, Holt, Delaney, Burr, Smith (Custer), Buffcorn, Schnitzler and Keeley: A Bill for an Act entitled: "An Act to amend Sections 44 and 45 of the Revised Codes of Montana of 1921, relating to the apportionment of membership of the House of Representatives in accordance with the official census of 1930 and specifying number from each county".

By Keeley: A Bill for an Act entitled: "An Act to amend Sections 426 and 4027 of the Revised Codes of Montana as amended by Sections 2 and 2 of Chapter 179 of the Session Laws of 1929, defining investment companies and securities, providing for appeals to State Board of Examiners from decisions of the investment commissioner, and repealing all Acts and parts of Acts in conflict herewith".

By Pauline and Hagerty: A Bill for an Act entitled: "An Act permitting Joseph Keneally of Flathead County, Montana, to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident".

By Pauline: A Bill for an Act entitled: "An Act providing for the giving of authority to all cities and towns within the State of Montana to contract for a reasonable and fair compensation as a consideration for granting any franchise to a public utility in said cities or towns".

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, Montana, February 13, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable body that Senate Standing Committees this day reported as follows; reports adopted:

Committee on Judiciary: That S. B. No. 30 be amended as follows: by striking out all of Section 2 thereof, after the word "corporation", in line 31, original bill, and inserting in lieu thereof the following: "Licenses within the meaning of this Act shall be issued subject to the regulations of Chapter 227 of the Revised Codes of Montana of 1921, by the Montana State Board of Pharmacy, to any place of business, firm or corporation which under Chapter 227 of the Revised Codes of Montana of 1921, may sell or vend any such drugs, medicines or remedies and which have complied with this Act. Provided that nothing in this Act shall be in any way construed to or require a license for the sale of patent or proprietary medicines when sold in original packages or containers". Amend further by striking out all of Section 4; by striking out all of Section 66 and inserting in lieu thereof the following: "Any person, persons, firm or corporation which under this Act are required to have a license, shall at all times have such license posted in a conspicuous place in their place of business, and any such person, persons, firm or corporation that fails to have such a license and have the same at all times available for inspection and examination by any person or citizen of the State of Montana, or who violates any of the provisions of this Act, shall be guilty of a misdemeanor". Amend further by inserting in Section 8, original bill, after the word "requirements" in line 5, the words, "and privileges". Amend further by striking from the title, the words, "and for the revocation of licenses issued hereunder", contained in lines 10 and 11 of said title. Amend

further by renumbering Section 5 as Section 4, Section 7 as Section 6, Section 8 as Section 7, and Section 9 as Section 8. And as so amended Committee recommend bill do pass.

Committee on Judiciary: That S. B. No. 48 do not pass.

Committee on Judiciary: That S. B. No. 70 do not pass.

Committee on Judiciary: That S. B. No. 78 do not pass.

Committee on Counties & Towns: That S. B. No. 90 do pass.

Committee on Counties & Towns: That S. B. No. 96 do pass.

Committee on Military Affairs: That S. B. No. 99 do pass.

Committee on Public Lands: That S. J. M. No. 5 be amended by striking out all of lines 9, 10, 11, 12, and 13, page 4, original Memorial, and as so amended, recommend same do pass.

Committee on Counties & Towns: That H. B. No. 66, by Graff, be amended by striking out in lines 28 and 29, original bill, everything after the word "subsistence" and inserting in lieu thereof the following: "at the rate of seventy-five cents (75c) per day, per prisoner"; and as so amended, recommend the bill be concurred in.

Committee on Counties & Towns: That H. B. No. 167 be amended as follows: Amend in line 22, original bill, by striking out the word "assessed" and inserting the word "taxable"; amend in line 29, original bill, by striking out the word "assessed" and inserting the word "taxable"; amend in line 1, page 2, original bill, by striking out the word "assessed" and inserting the word "taxable"; and as so amended, recommend same be concurred in.

Committee on Judiciary: That H. B. No. 200 be not concurred in.

Committee on Military Affairs: That H. B. No. 229 be amended by striking out on page 1, line 14, after the word "exceed" the words, "two hundred dollars" and the figure "\$200.00", and inserting in lieu thereof the words, "one hundred fifty dollars" and figure "\$150.00"; and as so amended, recommend that same be concurred in.

Committee on Insurance: That H. B. No. 228, be concurred in.

Committee on Insurance: That H. B. No. 234 be concurred in.

Committee on Insurance: That H. B. No. 141 be concurred in.

Committee on Public Buildings: That S. J. M. No. 6 be amended on page 2, line 8, by inserting after the word, "Senators", and in front of the word, "from", the following: "and members of the House of Representatives"; and as so amended, recommend the same do pass.

Committee on Mines & Mining: That S. J. M. No. 7 do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the rules of the previous sitting.

Motion seconded and carried.

Logan of Yellowstone, in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 247, S. B. No. 19, H. Bills Nos. 133, 148, 149, 160, 191, respectfully recommend:

That Consideration of H. B. No. 247 be passed for the day.

Consideration of S. B. No. 19 be passed for the day.

H. B. No. 133, do pass.

Consideration of H. B. Nos. 148 and 149 be passed temporarily.

Consideration of H. B. No. 161, passed for the day.

H. B. No. 191 be amended as follows: Amend Section 1 by striking out in line 1, "July 1st, 1931" and inserting in lieu thereof the words "after January 15, 1932"; that H. B. No. 191, as amended, do pass.

LOGAN, Chairman.

Moved by Logan that the report be adopted.

Moved by Stewart that H. B. No. 191 be segregated from the Report of the Committee of the Whole.

Moved and seconded that a Call of the House be made.

On roll call all members present, except O'Connell and Ryder.

On motion by Leavitt, duly seconded, Call of the House dispensed with.

On roll call motion to segregate H. B. No. 191 from the report lost by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Galatin), Burke, Coffee, Cole, Darlinton, Dunn, Ekegren, Fairgrieve, Grabow, Hamilton (Musselshell), Henderson, Hodgskiss, Knight, Lillis, Logan, Mason, Merriman, Meyer, Miller, Moss, Murphy, Nelstead, Pappin, Rigg, Roll, Ross, Salyerds, Sheffer, Stewart, Troy, Watson (Missoula), Willard. Total 35.

Noes: Adair, Benjamin, Blewett, Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Cranston, Curran, Dellwo, Doran, Dougherty, Erickson, Finlen, Freed, Goodwin, Gordon, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lewis, Manning, Martin, McCormack, McDermott, McFarland, Metlen, Minnick, Morris, Nyquist, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rolph, Sample, Schilling, Shannon, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Wilson, Woodcock, Mr. Speaker. Total 63.

Absent and not voting: O'Connell, Ryder. Total 2.

Present and not voting: Cooney. Total 1.

Report of Committee of the Whole adopted on motion by Logan.

On motion by Leavitt, seconded and carried, the House recessed until 2:30 p.m.

AFTERNOON SESSION

House resumed at 2:30 p.m., pursuant to recess.

Mr. Speaker in the chair.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. Nos. 95, 181, 205, 232, 242, 261, 284, 296, 298, 312.

NYQUIST, Chairman.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: H. B. Nos. 133, 171.

GREEN, Chairman.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

February 14, 1931.

Mr. Speaker: Your Committee on Entertainment would make the following motion: That as a recognition of ability and as a reward of sheer merit that the "Will Rogers" of Fergus County, Mr. Bert Replogle, be named as an Honorary Member of the Entertainment Committee. Committee on Entertainment.

On motion by Dunn, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges having had under consideration H. B. No. 407, introduced by Waite, Ross Haverfield, Southmayd, Roll, Sheffer, Erickson and Arnold (Rosebud), A Bill for an Act entitled: "An Act to provide for the sanitary inspection of slaughtering houses, the slaughtering inspection and grading of animals or meats intended for human consumption, to provide rules and regulation therefore, and to provide for the penalty for the violation thereof", respectfully report as follows: That House Bill No. 407 do pass.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Live Stock and Public Ranges having had under consideration House Bill No. 361, introduced by Committee on Livestock and Public Ranges, A Bill for an Act entitled: "An Act forfeiting to the state and providing for the seizure, confiscation and sale of any vehicle used in the transportation of meat or meat products in violation of Chapter 69 of the Laws of Montana of 1929, or for the transportation of any stolen sheep, cattle, hogs, poultry, or the products or either thereof, providing for such confiscation and sale and disposition of proceeds of sale", respectfully report as follows: That House Bill No. 36 do pass.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration House Bill No. 322, introduced by Stewart, Darlinton and Bechtel, A Bill for an Act entitled: "An Act to amend Section 19 of Chapter 57 of the Montana Session Laws of 1927 relating to payment of expenses, losses and contingent fund, also dividends, of building and loan associations and adding thereto a provision for an optional and limited reserve fund under certain conditions", respectfully report as follows: That House Bill No. 322 do pass.

MANNING, Chairman.

On motion by Manning, report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 380, introduced by Cole, Logan, Lillis Waring and Graff, A Bill for an Act entitled: "An Act to amend Section 5144, of the Revised Codes of Montana of 1921, as amended by Chapter 17 of the Session Laws of the 19th Legislative Assembly, relating to the amount of tax to be levied by cities and towns for municipal purposes" respectfully report that House Bill No. 380, do pass.

TROY, Chairman.

On motion by Troy, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 147, A Bill for an Act entitled: "An Act providing for a budget system for making and controlling estimates budget expenditures and tax levies by school districts; creating a board of school budget supervisors in each county and prescribing the powers and the duties of such boards; prescribing the duties of school trustees, school clerks and county officers in connection with school budgets, and providing penalties for violations of the provisions of this Act", recommend that it be amended by striking out the following: in line 26, page 1, the word and figures: "Schedule 1. Elementary grades"; all of lines 31 and 32 of page 2, and all of lines 1 to 4 inclusive on page 3; in line 21, page 3, the word "elementary" and inserting in lieu thereof the words "General Fund"; all of lines 23 to 29 inclusive on page 3; in line 14 on page 4 the words "each schedule of"; in line 20 on page 4 the words "of any schedule" in line 26, on page 5 the words and figures: "Schedule 1. Elementary Grades"; all of lines 2 to 12 inclusive, on page 6; in line 10 on page 7 the words and figures: "Schedules 1 and 2 of"; in line 16 on page 8, the words and figures: "Schedules 1 and 2 of"; in line 3 on page 9, the words "the proper schedule contained in"; in lines 16½ and 17 on page 10 the

ords and figures: "Schedule 1, Sec. 1 and line 15 Schedule 2"; out of lines 1 and 21½ on page 10 the words and figures: "Schedule 1, Sec. III and line 4 Schedule 2"; and that as amended the bill do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 399, introduced by Moss, A Bill for an Act entitled: "An Act regulating the size and weight of highway vehicles, the size of loads which may be placed upon or within highway vehicles, regulating the size and number of trailers and towed vehicles, and limiting the total load permissible for each vehicle and the gross weight on any axle, and prohibiting the use of vehicles with wheels having on their periphery any block, stud, flange, cleat or spike", respectfully report as follows: That House Bill No. 399 be amended as follows: In section 2, line 3, after the word "tractor" and before the word "shall" insert the words "or of loads of hay or straw". Also in the same line after the word "exceed" strike out the word "nine" and insert in lieu thereof the word "twelve", and with these amendments that the bill do pass.

MOSS, Chairman.

On motion by Moss, report adopted.

Mr. Speaker: We, your Committee on Highways, having had under consideration, House Bill No. 347, introduced by Benjamin and Hamilton and Phillips and Woodcock, A Bill for an Act entitled: "An Act to amend Section 1 of chapter 17 of the Laws of the Twentieth Legislative Assembly of the State of Montana as amended by Section 1 of Chapter 168 of the Laws of the Twenty-first Legislative Assembly of the State of Montana, providing a method by which refund or drawback may be obtained of license taxes paid on gasoline handled, and prescribing the procedure for obtaining refund or drawback", respectfully report as follows: That House Bill No. 347 do pass.

MOSS, Chairman.

On motion by Moss, report adopted.

Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 160, introduced by Graff, A Bill for an Act entitled: "An Act amending Section 4 of Chapter 171 and Section 3 of Chapter 181, Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the registration of motor vehicles and providing penalties for failure to make application for registration within a prescribed time and for violations of Sections 1755 and 1759 of the Revised Codes of Montana of 1921 and all Acts and parts of Acts amendatory thereto", respectfully report as follows: That House Bill No. 160 do not pass.

MOSS, Chairman.

On motion by Moss, report adopted.

Mr. Speaker: We, your Conference Committee on Highways, having had under consideration House Bill No. 136, respectfully report as follows: Amend Section 1, line 11 by striking out the figures twenty-five (25) and inserting in lieu thereof the figures twenty-one (21), and as so amended recommend that Senate Amendments to House Bill No. 136 be concurred in.

STEWART, Chairman

WILLIS

ARNOLD (Stillwater)

GRABOW

WATSON (Meagher)

Moved by Arnold that report be adopted and on roll call report was adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellowo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen,

Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 98.

Noes: Hamilton (Musselshell). Total 1.

Absent and not voting: Hamilton (Phillips), Ryder. Total 2.

MOTIONS AND RESOLUTIONS

Moved by Knight that the House reconsider its action on House Bill 250 included in the report of the Committee of the Whole. Substitute motion by Rigg that motion be reconsidered H. B. No. 250 be tabled; seconded and carried by standing vote.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the rules of previous sitting. Motion seconded and carried.

Rolph of Liberty in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 148, 149, 198, 206, 231, 233, 246, 286, 295, Senate Bills Nos. 15 and 29, H. B. Nos. 138 and 169, respectfully report as follows:

Recommend that consideration of H. B. No. 149 precede consideration of H. B. No. 148.

H. B. No. 198, do pass.

H. B. No. 149, that enacting clause be stricken.

H. B. No. 148, that enacting clause be stricken.

H. B. No. 206, that enacting clause be stricken.

H. B. No. 231, be amended as follows: Amend Section 1 by inserting in line 3 the word "Section" before the figures "192"; amend Section 2 by inserting in line 3 the word "Section" before the figures "196"; that H. B. No. 231 as amended, do pass.

H. B. No. 233, be amended as follows: Amend Section 1 by adding in line 4 after the words "preceding section" and before the words "by making" at the end of line 4 the words "except by Banks"; amend Section 1 by striking out in line 11 the word "thirty" and "six months" and inserting in lieu thereof the words "five days in the county jail nor more than 30 days or a fine of not less than \$25.00 and not more than \$100.00"; that H. B. No. 233, as amended, do pass.

H. B. No. 246, consideration passed for the day.

H. B. No. 286, consideration passed for the day.

Consideration of H. B. No. 295, passed for the day.

Consideration of Senate Bills Nos. 15 and 29 passed for the day.

Consideration of H. B. No. 138, passed for the day.

H. B. No. 169, amended as follows: Amend Section 1 by adding the following: "Section 2. This Appropriation shall be held valid notwith-

tanding the provisions of the budget act"; and renumbering the present section 2 to read Section 3; that H. B. No. 169, as amended, do pass.

ROLPH, Chairman.

On motion by Rolph, report adopted.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 262, introduced by Roll, by request, A Bill for an Act entitled: "A Bill to provide for the refund of taxes erroneously or illegally collected and for the cancellation of erroneous or illegal assessments", respectfully report as follows: That House Bill No. 262 do not pass, but that Substitute House Bill No. 262, A Bill for an Act entitled: "An Act to amend Section 2222 Revised Codes of Montana, 1921, providing for the refunding of taxes, penalties and costs paid more than once or erroneously or illegally collected, and enacting a new section to be designated as Section 2222-A providing for the cancellation of erroneous and illegal assessments", do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 283, introduced by Waring, Stewart and Graff, A Bill for an Act entitled: "An Act providing for the consolidation of two or more adjoining counties; prescribing the procedure hereof; method of determination of name of new county and county seat; disposal of indebtedness and property of each of the consolidated counties and providing for election of county officers", respectfully report as follows: That House Bill No. 283 do not pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 313, introduced by Salyerds, A. Ueland, Ross, Minnick, Merriman, Shannon, Haverfield, Gordon, Miller, and Dougherty, A Bill for an Act entitled: "An Act amending Section 1704 of the Revised Codes of Montana of 1921, authorizing the Boards of County Commissioners to levy an additional special tax for the purpose of constructing, maintaining and repairing public bridges and providing for a rate of such taxation", respectfully report as follows: That House Bill No. 313 do not pass, but that Substitute House Bill No. 313, introduced by Committee on Townships and Counties, A Bill for an Act entitled: "An Act amending Section 1704 of the Revised Codes of Montana of 1921, authorizing the Boards of County Commissioners to levy an additional special tax for the purpose of constructing, maintaining, and repairing public bridges and providing for a rate of such taxation, do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 316, introduced by Hamilton of Musselshell, A Bill for an Act entitled: "An Act to amend Section 4767 of the Revised Codes of Montana of 1921 as amended by Chapter 29 of the Session Laws of the Eighteenth Legislative Assembly, 1923 as further amended by Chapter 137 of the Session Laws of the Nineteenth Legislative Assembly, 1925, as further amended by Chapter 134 of the Session Laws of the Twentieth Assembly, 1927 and as further amended by Chapter 49 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to

the deposit of county, city and town funds", respectfully report as follows: That House Bill No. 316 do not pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 398, introduced by Benjamin and Rolph, A Bill for an Act entitled: "An Act to provide for special meetings of the Board of County Commissioners to transact such business as may arise through emergency and between the times of regular meetings", respectfully report as follows: That House Bill No. 398 do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 328, A Bill for an Act entitled: "An Act amending Sections 8883, 8885, 8886, 8887, 8889, 8890, and 8893, of the Revised Codes of Montana of 1921 defining juries and the qualifications of jurors; making women eligible for jury service; providing for certain exemptions from jury service; and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 328 do not pass.

RIGG, Chairman.

Moved by Merriman that report be adopted. Substitute motion by Rigg that H. B. No. 328 do pass. Report adopted on motion by Merriman.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 255, a Bill for an Act entitled: "An Act to amend Section 200 of the Revised Codes of Montana of 1921 relating to the annual salary of the attorney-general", respectfully report as follows: That House Bill No. 255 recommend that bill do pass.

DARLINTON, Chairman.

On motion by Darlington, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 365, A Bill for an Act entitled: "An Act to amend Sections 273, 274 and 275 of the Revised Codes of Montana of 1921, relating to powers of the State Board of Examiners concerning employment and compensation of assistants to civil executive state officers, boards, commissions and departments", respectfully report as follows: That House Bill No. 365, recommend that bill do pass.

DARLINTON, Chairman.

On motion by Darlington, report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 419, A Bill for an Act entitled: "An Act defining political party or principle wherever same is used in the election laws of the State of Montana", respectfully report as follows: That House Bill No. 419, recommend that said Bill be re-referred to the Judiciary for consideration.

A. UELAND, Chairman.

On motion by A. Ueland, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Joint Memorial No. 10, "A Memorial to the Congress of the United States, requesting the enactment of Senate Bill No. 5109 introduced by Frazier, providing for the liquidation and re-financing of agricultural indebtedness through federal agencies", recommend that H. J. M. No. 10 be adopted.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Joint Resolution No. 6, "A Resolution request-

ng Congress to set aside April 21st, as a legal holiday throughout the United States of America to be known as "Muster Day" in honor of the Spanish-American War veterans", respectfully report as follows: That House Joint Resolution No. 6 be adopted.

KRUSE, Chairman.

On motion by Kruse, report adopted.

Moved by Leavitt, seconded and carried, that the House adjourn until February 15, 1931 at 10:00 a.m.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-SECOND DAY

House of Representatives,
Helena, Montana, February 15, 1931.

House convened at 10:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present, except: Darlington, Cole, Moss, Ryder, excused; Gordon, Knight, O'Connell, absent.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 41st legislative day find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

COMMUNICATIONS AND PETITIONS

The following telegram was received, read and filed:

Washington, D. C.
February 14, 1931

Speaker of the House,
State Capital, Helena, Montana.

Glad to advise final legislative action on Interior Department appropriation bill H. R. 14675, in which House has expressed interest just completed bill now goes to President whose signature is certain.

SCOTT LEAVITT.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 335, A Bill for an Act entitled: "An Act to amend Section 9802 of the Revised Codes of Montana of 1921, defining costs and disbursements in a legal action; providing that premiums on bonds and costs in legal actions and are taxable as such according to the course and practice of courts", respectfully report as follows: That H. B. No. 335, do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 405, A Bill for an Act entitled: "An Act to amend Section 11700 of the Revised Codes of Montana of 1921, relating to appeals in proceedings for removal of officers, suspension from office and filling

of vacancies during the pendency of said appeals", respectfully report as follows: That H. B. No. 405 be amended by inserting in line 14 of the original bill, before the figures "11700" the word "Section" and when so amended, the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 249, A Bill for an Act entitled: "An Act to amend Section 8813, revised Codes of Montana, 1921, as amended by the Laws of Montana 21st Session, relating to judicial districts and number of judges therein", respectfully report as follows: That H. B. No. 249, do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 321, A Bill for an Act entitled: "An Act to provide a method for the determination of the ownership of personal property attached and claimed by a third party, and repealing Section 927 of the Revised Codes of Montana for 1921", respectfully report as follows: That H. B. No. 321, do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 355, A Bill for an Act entitled: "An Act to amend Section 8867 of the Revised Codes of Montana of 1921, relating to and defining the powers of districts judges in chambers and repealing all Acts and Parts of Acts in conflict herewith", respectfully report as follows: That H. B. No. 355, do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration H. B. No. 182, A Bill for an Act entitled: "An Act to amend Section 4047 of the Revised Codes of Montana, 1921, relating to investment companies, and the sale or distribution of stocks, bonds, etc., and providing for the withdrawal of installments paid thereon", respectfully report as follows: That H. B. No. 182, do not pass, but that Substitute H. B. No. 182, A Bill for an Act entitled: "An Act to amend Section 4047 of the Revised Codes of Montana, 1921, relating to investment companies, and the sale or distribution of stocks, bonds, etc., and providing withdrawal conditions and values of stocks, bonds, debentures, etc., which have a withdrawal privilege before maturity", do pass.

MANNING, Chairman.

On motion by Manning, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate as of date February 14, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, in accordance with the motion of Senator Keeley, appointed the following Senators to act as a Committee of three to investigate the present administration of the Blue Sky Law of the State of Montana, and report back to the Senate within five days: Senator Angvik, Senator Jergensen, Senator Page.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. J. R. No. 3, by Hamilton of Phillips and Repogle, was this

day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House.

Senate Committee of the Whole amendment to H. J. R. No. 3: Amend by striking out in line 28 of the original bill the word, "second", and inserting in lieu thereof the word, "third".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 132, by Finlen, was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee on Judiciary, Amendment to H. B. No. 132: Amend by striking Section 2 therefrom.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence: S. B. No. 16; S. B. No. 36; S. B. No. 37; S. B. No. 42; S. B. No. 38; S. B. No. 46; Sub. for S. B. No. 55; S. B. No. 60; S. B. No. 61; S. B. No. 64; S. B. No. 69; S. B. No. 71; S. B. No. 72; S. B. No. 74.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title agreed to, and are herewith returned to the House: Sub. H. B. No. 88; H. B. No. 93; H. B. No. 131; H. B. No. 154; H. J. M. No. 3; H. J. M. No. 4.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day reported for non-concurrence by Senate Standing Committees, and bills are herewith returned to the House: H. B. No. 65, by Fairgrieve: Committee on Labor & Capital recommend bill be not concurred in, report adopted. H. B. No. 101, by Porter and Dougherty; Committee on Finance & Claims recommend bill be not concurred in, report adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Committee on Aviation: A Bill for an Act entitled: "An Act to amend Chapter 17 of the Session Laws of 1929 of the 21st Legislative Assembly, concerning aeronautics and providing for the regulation and licensing of air craft and airmen and providing penalties for violation thereof".

By Walker: A Bill for an Act entitled: "An Act to amend Section 10536 of the Revised Codes of Montana, 1921, relative to the testimony of certain witnesses by adding thereto an additional sub-division exempting psychologists who are engaged in the teaching and observa-

tion of school children without consent of parents or guardians, exemption to apply only in civil cases".

Very truly, J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Page: A Bill for an Act entitled: "An Act providing for a license fee for moving picture show houses and chain stores within State".

By Survant: A Bill for an Act entitled: "An Act to amend Section 2239 Revised Codes of Montana 1921, as amended by Chapter 102 Acts of 18th Legislative Assembly relating to the collection of taxes on personal property".

By Holton: A Bill for an Act entitled: "An Act to amend Section 1021 of the Revised Codes of the State of Montana, pertaining to classes and number of school trustees".

Very truly, J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. J. R. No. 3 do pass.

That S. J. R. No. 4 do pass.

That H. B. No. 66 be concurred in.

That H. B. No. 141 be concurred in.

That H. B. No. 167 be concurred in.

That H. B. No. 196 be amended in Section 1 by striking out in line 4, printed bill, the word "five", and inserting in lieu thereof the word, "ten"; and as so amended, recommend same be concurred in.

That H. B. No. 228 be concurred in.

That H. B. No. 229 be not concurred in.

That H. B. No. 234 be concurred in.

Very truly, J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Finance & Claims: That H. B. No. 61 be concurred in.

Committee on Finance & Claims: That No. 73 be not concurred in.

Committee on Finance & Claims: That H. B. No. 101 be not concurred in.

Committee on Labor & Capital: That S. B. No. 14 do pass.

Very truly, J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Notices of Introduction were this day given:

By Cowan, Kaulbach and Stout: A Senate Joint Resolution requesting the State Highway Commission to make necessary examination and surveys preliminary to the location for construction of a highway bridge over the Missouri River at a point near the mouth of the Judith River commonly known and designated as Judith Landing.

By Pauline: A Bill for an Act entitled: "An Act to amend Section 2907 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929, relating to hospital contracts".

By Cowan, Pauline, Reed, Smith (Custer), Schnitzler, Staggs, Church, and Smith (Beaverhead): A Bill for an Act entitled: "An Act prohibit-

ng the State Board of Examiners from authorizing, and the State Auditor from paying, any increases of salaries to appointive State Officers or other employees of the State".

By Cowan, Pauline, Reed, Smith (Custer), Schnitzler, Staggs, Church, and Smith (Beaverhead): A Bill for an Act entitled: "An Act fixing the compensation of all appointive State Officers and all employees of both elective and appointive State Officers".

By Church: A Bill for an Act entitled: "An Act defining the practice of embalming, prescribing the qualifications for embalmers, providing for examination to obtain an embalmers' license and fees therefor and issuance of licenses, prohibiting embalming without a license, creating a State Board of Embalmers, defining its duties and powers and permitting it to make rules and regulations, providing for the revocation of licenses, providing for an annual license fee, creating a licensed embalmers' fund and providing for use thereof, providing that persons now holding embalmers' licenses shall be granted a license without further examination, making the violation of this Act unlawful and prescribing penalty therefor, providing that if any portion of this Act is declared unconstitutional the remainder shall remain in effect, and repealing all Acts and parts of Acts in conflict herewith".

By Himsl: A Bill for an Act entitled: "An Act relating to the consolidation of Banks and providing for operation of offices after consolidation".

By Ruffcorn, Crawford, Holt, Kemmis, Eaton and Harris: A Bill for an Act entitled: "An Act relating to giving notice of intention to marry and requiring notice of application for a marriage license to be made not less than three days nor more than thirty days before the license shall be issued.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 47 be amended by striking the enacting clause therefrom.

That S. B. No. 40 be amended in Section 1 by inserting after the word "any" in line 2 of the printed bill, the word "false", and as so amended, recommend same do pass.

That consideration of S. B. No. 58 be passed for the day.

That consideration of S. B. No. 59 be passed for the day.

That S. B. No. 45 be amended by adding a new section after Section 1 to be known as Section 2, as follows: "Section 2. This Act shall take effect and be in full force from and after its passage and approval"; And as so amended, recommend same do pass.

That consideration of S. B. No. 52 be passed for the day.

That S. B. No. 63 do pass.

That S. B. No. 65 do pass.

That S. B. No. 77 do pass.

That S. B. No. 83 do pass.

That S. B. No. 88 be amended in Section 3, line 5, of the original bill, by inserting the words, "Ten Dollars", after the word "than"; And as so amended, recommend same do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Labor & Capital: That S. B. No. 13 be amended in Section 3 by inserting after the word "Act" on line 5, original bill, the following: "Such action shall constitute a breach of the contract and"; And as so amended, recommend the bill do pass.

Committee on Agriculture: That S. B. No. 82 do pass.

Committee on Sanitary Affairs: That S. B. No. 85 do pass.

Committee on Public Lands: That S. B. No. 94 do pass.

Committee on Labor & Capital: That H. B. No. 65 be not concurred in.

Committee on Judiciary: That H. B. No. 82 be amended by striking out all of Sub-section (a) in Section 1, after the word, "payable", in line 27 of the original bill, and inserting in lieu thereof the words: "shall become delinquent and shall draw interest at the rate of two-thirds of one percent per month from and after such delinquency until paid and five percent shall be added to the amount thereof as a penalty. All taxes due and not paid on or before five o'clock p.m. of the 31st day of May of each year shall be delinquent and shall draw interest at the rate of two-thirds of one percent per month from and after such delinquency until paid and five percent shall be added to the amount thereof as a penalty"; And as so amended, recommend the bill be concurred in.

Committee on Aviation: That H. B. No. 124 be concurred in.

Committee on Corporations other than Municipal: That H. B. No. 179 be concurred in.

Committee on Corporations other than Municipal: That H. B. No. 194 be concurred in.

Committee on Corporations other than Municipal: That H. B. No. 212 be concurred in.

Committee on Corporations other than Municipal: That H. B. No. 217 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 111, introduced by Burr, Walker, Willis, Holton, Jergensen, Crawford and Hagerty: A Bill for an Act entitled: "An Act requiring the Board of State Prison Commissioners to erect cottages for the female prisoners, now, or later to be, committed to the Montana State Prison, providing for the completion of the first unit of same within one year and providing for allocation of funds for the same." Referred to Committee on Allocation of State Bond Funds.

S. B. No. 112, introduced by Committee on Public Lands: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article XVII of the Constitution of the State of Montana relating to the lease, sale and other disposition of state lands and of the proceeds therefrom." Referred to Committee on Constitutional Amendments.

S. B. No. 113, introduced by Staggs, Baker, Himsl, Smith (Custer), McCormick, Survant, Larson, Kemmis, Parkin: A Bill for an Act entitled: "An Act to amend Chapter 48 of the Revised Codes of Montana of 1921, by adding two new sections to be known as Sections 553 (a) providing for a new register of voters, and Section 553 (b) providing for a declaration of political party, and to amend Sections 554, 567 and 568 of the Revised Codes of Montana of 1921, all relating to the registration of electors, and Section 651 of the Revised Codes of Montana of 1921 as amended by Chapter 133 of the Session Laws of 1923, as amended by Chapter 14 of the Session Laws of 1927, and, as further amended by Chapter 67 of the Session Laws of 1929 and Section 652 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session

Laws of 1923, relating to form of ballots in primary elections." Referred to Committee on Elections and Privileges.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 107, Introduced by Keeley: A Bill for an Act entitled: "An Act to amend Sections 4026 and 4027 of the Revised Codes of Montana of 1921 as amended by Sections 1 and 2 of Chapter 179 of the Session Laws of 1929 and Section 4038 of the Revised Codes of Montana of 1921 defining investment companies and securities, providing for appeals to State Board of Examiners from decisions of the investment commissioner, and repealing all Acts and parts of Acts in conflict therewith." Referred to Judiciary Committee.

S. B. No. 108, Introduced by Pauline and Hagerty: A Bill for an Act entitled: "An Act permitting Joseph Kenneally of Flathead County, Montana, to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident." Referred to Committee on Compensation.

S. B. No. 109, Introduced by Kemmis, Hims, Holton, Crawford, Plank, Angvick, Baker, Sparling, Staggs, Wheeler, Willis, Tower, Holt, Delaney, Burr, Smith-Custer, Ruffcorn, Schnitzler, Keeley. A Bill for an Act entitled: "An Act to amend Sections 44 and 45 of the Revised Codes of Montana of 1921, relating to the apportionment of membership of the House of Representatives in accordance with the official census of 1930 and specifying number from each county." Referred to Committee on Elections and Privileges.

S. B. No. 110, Introduced by Pauline. A Bill for an Act entitled: "An Act providing for the giving of authority to all cities and towns within the State of Montana to contract for a reasonable and fair compensation as a consideration for granting any franchise to a public utility in said cities or towns." Referred to Judiciary Committee.

S. J. R. No. 5, Introduced by Ruffcorn: "A Resolution requesting the Governor to appoint a committee to investigate the causes of the deafness, blindness, and feeble-mindedness of the inmates of the School at Boulder, Montana, and that the findings of said committee be reported to the members of the Twenty-third Legislative Assembly." Referred to Committee of State Boards and Officers.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that House Bills and Senate Bills be placed upon General Orders in separate columns and in General Orders House Bills have preference over Senate Bills. Motion seconded and carried.

Moved by McCormack, duly seconded, that H. B. No. 277 be made a Special Order of Business on General Orders Monday, February 16, 1931, at two o'clock p.m. Objection raised by Morris. On standing vote motion carried and so ordered by Speaker.

Moved by Waite that H. B. No. 286 be taken from General Orders and re-referred to Committee on Livestock and Public Ranges. Motion seconded and carried.

Moved by Schilling that H. B. No. 266 be taken from General Orders and re-referred to the Committee on Judiciary. Motion seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF SAME

The following bills were introduced, read first and second time, and referred to Committees:

S. B. No. 16, by Holton, Burr, Stoutenburg and Fenton: A Bill for an Act entitled: "An Act to amend Chapter 63 of the Session Laws of 1925 of the 19th Legislative Assembly making it unlawful for any owner, or person having the management or control of a stallion, ridgeling, unaltered male mule, or jackass, over the age of one year, to permit or suffer it to run at large on the open range; defining open range; declaring such animal so running at large a public nuisance; providing that such owner or person having management or control shall be liable for all injuries caused by such running at large; providing for the proceedings and notices necessary to be taken and given for the castration, and disposal of such animals; prescribing penalties for violation of this Act; and repealing Sections 3396, 3397, 3398, 3399 and 3400 of the Revised Codes of Montana of 1921".

Referred to Committee on Livestock & Public Ranges.

S. B. No. 36, by Cowan: A Bill for an Act entitled: "An Act permitting James H. Winchell of Hill County, Montana, to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident".

Referred to Committee on Workmen's Compensation.

S. B. No. 37, by Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 8416 Revised Codes 1921 relating to negotiable instruments".

Referred to Committee on Banks & Banking.

S. B. No. 38, by Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Chapter 180, Laws of 1929 relating to the depositing of funds in the hands of the State Treasurer; and providing for the security to be delivered by the banks designated as depositories by the State Depository Board". Referred to Committee on Banks & Banking.

S. B. No. 42, by Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 46, Chapter 89 of the Laws of 1927 relating to the calculation of profits by banks". Referred to Committee on Banks & Banking.

S. B. No. 46, by Donovan: A Bill for an Act entitled: "An Act to amend Section 9079 of the Revised Codes of Montana, 1921, relating to the joinder of the State of Montana as defendant in certain actions". Referred to Committee on Judiciary.

Sub. S. B. No. 55, by Committee on Roads and Highways: A Bill for an Act entitled: "An Act forbidding driving on highways under course of construction or detours where same have been closed to traffic, and authorizing the State Highway Commission of Montana to make rules and regulations governing the erection of barriers upon such highways or detours and providing penalties for the violation thereof". Referred to Committee on Public Safety.

S. B. No. 60, by Campbell: A Bill for an Act entitled: "An Act to amend Section 1071 of the Revised Codes of the State of Montana, relating to fire drills in public and private schools of the state". Referred to Committee on Education.

S. B. No. 61, by Cooper: A Bill for an Act entitled: "An Act defining the liability of a driver or owner responsible for the operation of a vehicle for the injury or death of a guest and defining the meaning of "guest" as used in this Act". Referred to Committee on Public Safety.

S. B. No. 64, by Rowland: A Bill for an Act entitled: "An Act to amend Sections 4531, 4532 and 4533 of the Revised Codes of Montana of 1921, relating to the application of destitute persons seeking relief; the residence of said persons; and providing temporary relief to non-residents; and repealing all Acts and parts of Acts in conflict herewith". Referred to Committee on Townships and Counties.

S. B. No. 69, by Committee on Sanitary Affairs: A Bill for an Act entitled: "An Act to amend Section 2476 of the Revised Codes of Montana of 1921, relating to the duties of local and county health officers". Referred to Committee on Public Health and Sanitary Affairs.

S. B. No. 71, by Holt, by request: A Bill for an Act entitled: "An Act to amend Section 177 Revised Codes of Montana 1921, relating to the allotment of forest reserve funds apportioned to the counties." Referred to Committee on Townships & Counties.

S. B. No. 72, by Committee on Finance and Claims: A Bill for an Act entitled: "An Act to create a fund to be known as the 'University Millage Fund', and providing that all income to be derived from any increased rate of taxation on real and personal property authorized in referendum measure Number Thirty-four, shall be placed in said University Millage Fund, and providing for payment of moneys from said University Millage Fund". Referred to Committee on Appropriations.

S. B. No. 74, by Committee on Fish and Game: A Bill for an Act entitled: "An Act to protect game animals from wanton, ruthless and useless destruction and mutilation for their heads, hides, antlers, horns or teeth, and providing a penalty for the violation thereof". Referred to Committee on Fish and Game.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the same rules as the previous sitting. Motion seconded and carried.

Sample of Dawson in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 247, 161, 246, 295, 138, 176, Sub. H. B. No. 239, H. B. No. 248, respectfully report as follows:

Recommend that: H. B. No. 247 be amended as follows: Amend Section 12, in line 1, by inserting after the word "electors" the following words: "who are taxpayers and whose names appear on the last completed assessment roll"; and further amend the same section by striking out in line 4 all language after the word "elections"; that H. B. No. 247, as amended, do pass.

Consideration of H. B. No. 161, passed for the day.

H. B. No. 246, consideration passed temporarily.

Consideration of H. B. Nos. 295 and 138, passed for the day.

H. B. No. 176, do pass.

Sub. H. B. No. 239, amended as follows: Amend Section 1 by inserting in line 3 the word "Section" before the figures "9449"; that Sub. H. B. No. 239, as amended, do pass.

H. B. No. 248, amended as follows: Amend Section 1 by inserting in line 3 the word "Section" before the figures "8932"; that H. B. No. 248, as amended, do pass.

Reverted to H. B. No. 246: Recommend that H. B. No. 246 as amended as follows: Amend Section 1 by striking out in lines 1 and 2 the following: "at the close of the fiscal year ending June 30, 1931" and inserting in lieu thereof the words "at the end of the calendar year 1930"; further amend Section 1 by inserting in line 8 after the word "therefrom" the following: "during the balance of the current fiscal year and"; amend the title of H. B. No. 246 by striking out in line 2 the words "Fiscal year ending June 31, 1931" and inserting in lieu thereof the words: "Calendar year ending Dec. 31, 1930"; that H. B. No. 246, as amended, do pass.

Recommend committee reconsider its action on H. B. No. 247; that amendment to Section 3 which read "except county high school bonds"

inserted in line 2, after the word "warrants" be stricken; further consideration passed temporarily.

SAMPLE, Chairman.

On motion by Sample, report adopted.

Moved by Leavitt that the House recess until 1:15 p.m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 1:15 p.m., pursuant to recess.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration H. B. No. 412, A Bill for an Act entitled: "An Act relating to the protection of bear and declaring a closed season thereon", respectfully report as follows: That H. B. No. 412, be amended by adding after the word "apart" in line 22 of Section 1 the following: "Such traps shall be enclosed on three sides with a fence not less than three feet high", and as so amended, do pass.

ARNOLD (Stillwater), Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration H. B. No. 326, introduced by Leavitt, A Bill for an Act entitled: "An Act to amend Sections 5232 and 5234 of the Revised Codes of Montana of 1921, relating to special improvement districts in cities and towns: providing for the calling for bids for work and awarding of contracts; providing for the re-advertising for bids within two years; providing for this Act to be applicable to such districts created within the preceding two years; and providing for the re-letting of contracts after default of contractors, respectfully report that H. B. No. 326, be amended by adding a new section to be designated as "Section 4. If any Section, clause or sentence of this Act is for any reason held unconstitutional such decision shall not affect the validity of the remaining portion of this Act"; and further amended by striking out the figure "4" in line 23, page 3, of the original bill and inserting in lieu thereof the figure "5"; by striking out the figure "5" in line 25, page 3, of the original bill and inserting in lieu thereof the figure "6"; and as so amended, we recommend that this bill do pass.

On motion by Troy, report adopted.

TROY, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 325, A Bill for an Act entitled: "An Act providing for the validating of tax sales and deeds and contracts relative to sales of real property by boards of county commissioners", respectfully report as follows: That House Bill No. 325 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 24, A Bill for an Act entitled: "An Act to validate sales made by boards of county commissioners of property acquired by counties by tax deeds", respectfully report as follows: That Senate Bill No. 24 be not concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Dellwo that House reconsider its action on H. B. No. 206 included in the Committee of the Whole report. Motion seconded and carried.

Moved by Hagestad that H. B. No. 333 be recalled from Committee on Education and re-referred to Committee on Townships and Counties. Motion seconded and carried.

Moved by Manning that Sub. H. B. No. 182 be taken from the Printing Committee and re-referred to the Committee on Banks and Banking. Motion seconded and carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into the Committee of the Whole for Consideration of General Orders under the rules of the previous sitting with the additional ruling that all bills be read by title, history and section number only, unless otherwise requested by a member. Motion seconded and carried.

Leavitt of Custer in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 247 (for further amendments), 258, 271, 281, 282, 288, 294, 297, 305, 309, 318, 324, 332, 95, 181, 205, 232, 242, 261, 284, 296, 298, 312, H. J. R. No. 5, H. J. M. No. 6, Sen. amendments to H. J. R. No. 3, Sen. amendments to H. B. No. 132, S. B. Nos. 19, 15, 29, 44, H. B. No. 206, recommend that:

H. B. No. 247 be amended in Section 3 by adding in line 2 after the word "warrants" the words "except county high school bonds heretofore issued"; that H. B. No. 247, as amended, do pass.

H. B. No. 258, amended in Section 1 by adding in line 3 before the figures "9262" the word "section"; that H. B. No. 258, as amended, do pass.

H. B. No. 271, consideration passed for the day.

H. B. No. 281, do pass.

H. B. No. 282, do pass.

Consideration of H. B. No. 288, passed for the day.

H. B. No. 294, amended in Section 1 by inserting in line 3 the word "Section" before the figures "681"; further amend Section 1 by striking out in line 13 the colon and by inserting in line 13 following the word "form" the following: "as to the position of the names of candidates"; that H. B. No. 294, as amended, do pass.

H. B. No. 297, amended in Section 1 by striking out in line 8 of the printed bill the figures "1921" and insert in lieu thereof the figures "1921"; that H. B. No. 297, as amended, do pass.

H. B. No. 305, do pass.

H. B. No. 309, amended in Section 1 by inserting in line 4 of printed bill the word "Section" before the figures "10001"; that further consideration of H. B. No. 309 be passed temporarily.

H. B. No. 318, amend Section 1 by striking out in line 6 the word "such" and inserting the word "such"; further amend Section 1 by adding at the end of the section the following: "Providing that after passing from the active list of service to such city to the Water Works Reserve, such employee shall receive as compensation, from such city, one half the amount he was receiving from such city at the time he passed from active service to the Water Works Reserve; further amend Section 1 by striking out in line 1 the word "the" where it appears the second time and inserting in lieu thereof "any municipality owned"; that H. B. No. 318, as amended, do pass.

H. B. No. 324, amend Section 2 by striking out in line 31 the word "breeding" after the word "our" in both places in same line and inserting in lieu thereof the word "raising"; amend Section 4 by striking out in line 76 the word "to" after the word "transmitted" and inserting in lieu

thereof the word "by"; further consideration of H. B. No. 324, passed for the day.

H. B. No. 332, do pass.

H. J. R. No. 5, amended as follows: by adding in line 22 of printed resolution after the word "Montana" the following: "and the bridge proposed to cross the Missouri River on the highway connecting Glasgow and Jordan"; amend resolution by striking out in line 24 after the word "river" the semi-colon and remaining part of lines 34 and 25, and inserting in lieu thereof the words "the bridge proposed across the Missouri River between Fergus County and Phillips County known as the Rocky Point bridge site and the proposed bridge across the Missouri River between Petroleum County and Phillips County known as the C. K. Bridge site" further consideration of H. J. R. No. 5, passed for the day.

H. J. M. No. 5, passed for the day.

H. J. M. No. 6, be adopted.

H. B. No. 95, do pass.

H. B. No. 181, do pass.

H. B. No. 205, do pass.

H. B. No. 232, amended in Section 1, by adding the word "Section" before the figures "9187" in line 3 of the printed bill; that H. B. No. 232 as amended, do pass.

Reverted to H. B. No. 309; that H. B. No. 309, as amended, do pass.

H. B. No. 242, consideration passed for the day.

H. B. No. 261, re-referred to Committee on Judiciary.

Consideration of H. B. No. 284, passed for the day.

H. B. No. 296, do pass.

H. B. No. 298, do pass.

H. B. No. 212, do pass.

Consideration of H. B. No. 206, passed for the day.

Senate amendments to H. J. R. No. 3, concurred in.

Senate amendments to H. B. No. 132, consideration passed for the day.

LEAVITT, Chairman.

On motion by Leavitt, report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 20, introduced by Keeley, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Grabow, Graff, Green, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Morris, Murphy, Nelstead, Nyquist, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Salyerds, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 75.

Noes: Benjamin, Budas, Goodwin, Hagestad, Haight, Hamilton (Phillips), Martin, Miller, Rolph, Sample, Sheffer, Waring. Total 12.

Absent and not voting: Arnold (Stillwater), Cole, Darlington, Dunn, Finlen, Freed, Gordon, Moss, O'Connell, O'Day, Parker, Roll, Ryder, Troy. Total 14.

THIRD READING OF HOUSE BILLS

Senate amendments to House Bill No. 78, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck Budas, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Burke, Cole, Darlington, Dellwo, Dunn, Finlen, Gordon, Mason, Moss, O'Connell, O'Day, Roll, Ryder. Total 13.

H. B. No. 133, introduced by Woodcock, Gordon, Troy, Stewart, Rigg, Benjamin, Roll, Ross, Adair, Buck and Hodgskiss, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Cascade), Buck, Burke, Casey, Coffee, Cooney, Dellwo, Doran, Dougherty, Ekegren, Goodwin, Grabow, Graff, Green, Hamilton (Phillips), Henderson, Hodgskiss, Leavitt, Lillis, Logan, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Pappin, Porter, Quamme, Replogle, Rigg, Ross, Schilling, Spangler, Stewart, Sullivan, Troy, Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 52.

Noes: Brown (Gallatin), Budas, Burrell, Chapman, Cranston, Curran, Erickson, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Jarrett, Knight, Kruse, Lewis, Manning, McCormack, Nyquist, Parker, Pauly, Rolph, Salyerds, Sample, Sheffer, Southmayd, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Watson (Meagher), Wilson. Total 34.

Absent and not voting: Blewett, Cole, Darlington, Dunn, Finlen, Freed, Moss, O'Connell, O'Day, Roll, Ryder, Shannon, Waring. Total 13.

Paired: Aye: Gordon; No: Fairgrieve. Total 2.

H. B. No. 171, introduced by Lillis, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Goodwin, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Burrell, Cole, Darlington, Dunn, Finlen, Freed, Gordon, Metlen, Moss, O'Connell, O'Day, Rigg, Roll, Rolph, Ryder, Stewart. Total 16.

Senate amendments to H. J. R. No. 3, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke,

Casey, Chapman, Coffee, Cooney, Curran, Dellwo, Doran, Dougherty, Erickson, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rodph Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: Fairgrieve, Goodwin. Total 2.

Absent and not voting: Burrell, Cole, Cranston, Darlington, Dunn, Ekgren, Finlen, Freed, Gordon, Kruse, Lillis, Logan, Moss, O'Connell, O'Day, Roll, Ross, Ryder, Salyerds, Stewart. Total 20.

Moved by Leavitt that House adjourn until Monday, February 16, 1931, at 10:00 a.m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-THIRD DAY

House convened at 10:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except Gordon, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 42nd legislative day find the same to be correct.

EKEGREN, Chairman.

On motion report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 406, A Bill for an Act entitled: "An Act repealing Chapter 27 of the Session Laws of the Twenty-first Legislative Assembly, 1929, and Chapter 59 Session Laws of 1923", recommend that the same do not pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 379, introduced by Sample, A Bill for an Act entitled: "An Act to regulate lobbying by state employee and providing penalties therefor", respectfully report as follows: That House Bill No. 379 be printed and placed on General Orders without recommendation.

BROWN of Gallatin, Chairman.

On motion by Brown of Gallatin, report adopted.

Mr. Speaker: We, your majority of your Committee on Revenue and Taxation, having had under consideration House Bill No. 140, introduced by Fairgrieve, A Bill for an Act entitled: "An Act to impose a certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in through sale, barter or exchange, of cigars, cheroots, stogys, cigarettes, manufactured tobacco and snuff sold and or

distributed by any person, firm, association, joint stock company, syndicate or corporation in this state, and to provide methods and penalties for its enforcement, and to appropriate the revenues derived from this tax to the General Fund of the State," respectfully report as follows: That House Bill No. 140 do not pass. Ryder, Burke, Cooney, A. Ueland, Brown, Jarrett, Dellwo, McCormack, Benjamin.

Mr. Speaker: We, your minority of your Committee on Revenue and Taxation, having had under consideration House Bill No. 140, respectfully report as follows: That House Bill No. 140 do pass. Nelstead, Sample, Hodgskiss, Ekegren, Metlen.

Moved by Ryder that majority report be adopted. Sub. motion by Nelstead that minority report be adopted and bill printed and placed on General Orders. Sub motion seconded and carried.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: 95, 176, 192, 198, 291, 305, 332.

GREEN, Chairman.

Report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: Nos. 214 and 327.

NYQUIST, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 315, introduced by Vollmer and O'Connell, A Bill for an Act entitled: "An Act establishing civic centers at each and all schoolhouses in third class districts in the State of Montana where the citizens, Parent Teacher Associations, Camp Fire Girls, Boy Scout troupes, clubs and associations formed for recreational, educational, political, economic, artistic and moral activities of the respective public school districts may engage in supervised recreational activities, providing for the control of such civic centers and providing further for expenses in connection therewith", respectfully report as follows: That House Bill No. 315 do not pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 302, introduced by McCormack, A Bill for an Act entitled: "An Act to amend Section 985 of the Revised Codes of Montana of 1921, relating to the qualifications of school trustees", respectfully report as follows: That House Bill No. 302 do not pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 272, introduced by Committee on Education, A Bill for an Act entitled, "An Act to amend Section 941 of the Revised Codes of Montana of 1929, defining the duty of the superintendent of public instruction relative to the preparation of a course of study and to repeal all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 272 do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 275, introduced by Committee on Education, A Bill for an Act entitled: "An Act to repeal Sections 1255, 1256, 1257, 1258, 1259, 1260 and 1261 of the Revised Codes of Montana of 1921", respectfully report as follows: That House Bill No. 275 do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 289, introduced by Nyquist and Hanson, A Bill for an Act entitled: "An Act to amend Section 1024 of the Revised Codes of Montana of 1921, as amended by Chapter 138 of the Laws of the Twentieth Legislative Assembly of the State of Montana of 1927, relating to the manner of creating new school districts; providing the number of census children and the taxable valuation of the district and the number of census children and the taxable valuation of property remaining in the old district; providing that after the petition has been acted upon, another such petition shall not be presented or acted upon for a period of two years; and providing for appeals", respectfully report as follows: That House Bill No. 289 do not pass.

HODGSKISS, Chairman.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: Sub. H. B. No. 88 and H. B. Nos. 154, 93, 131, H. J. M. Nos. 3, 4.

HENDERSON, Chairman.

THIRD READING OF HOUSE BILLS

H. B. No. 95, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed to, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Erickson, Finlen, Goodwin, Grabow, Graff, Green, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Nelstead, Nyquist, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ryder, Salyerds, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Waite, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: Arnold (Rosebud), Cranston, Ekegren, Fairgrieve, Freed, Hagestad, Rolph, Sample, Watson (Missoula). Total 9.

Absent and not voting: Dunn, Gordon, Haight, Hamilton (Phillips), Metlen, Moss, Murphy, O'Connell, Pappin, Ross, Sheffer. Total 11.

H. B. No. 176, introduced by Parker, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Casey, Chapman, Cole, Curran, Darlington, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Goodwin, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Nyquist, O'Connell, Pappin, Parker, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Sample, Southmayd, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard. Total 67.

Noes: Arnold (Rosebud), Burke, Burrell, Coffee, Cooney, Cranston, Dellwo, Finlen, Grabow, Leavitt, Manning, Martin, Morris, Murphy, Nelstead, O'Day, Pauly, Porter, Salyerds, Shannon, Spangler, Tinsley, Vollmer, Wilson, Woodcock, Mr. Speaker. Total 26.

Absent and not voting: Dunn, Freed, Gordon, Lillis, Metlen, Ross, Schilling, Sheffer. Total 8.

The Speaker gave notice he was about to sign Sub. H. B. No. 88, H. J. M. Nos. 3 and 4 and H. B. Nos. 154, 93, 131 and thereupon signed the same.

H. B. No. 192, introduced by Nelstead by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Grabow, Graff, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: Finlen. Total 1.

Absent and not voting: Benjamin, Budas, Freed, Gordon, Hagestad, Leavitt, Lillis, Metlen, Ross, Shannon, Watson (Missoula). Total 11.

H. B. No. 198, introduced by Schilling, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 90.

Noes: Fairgrieve. Total 1.

Absent and not voting: Benjamin, Budas, Gordon, Lillis, McCormack, Metlen, Replogle, Ross, Sheffer, Mr. Speaker. Total 10.

H. B. No. 291, introduced by Committee on Military Affairs, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Kruse. Total 90.

Noes: None.

Absent and not voting: Benjamin, Budas, Cole, Gordon, McCormack, Morris, Replogle, Salyerds, Sheffer, Swope, Mr. Speaker. Total 11.

H. B. No. 305, introduced by Nelstead, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blevett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Case, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Free, Goodwin, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermot, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstea, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. F. Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock. Total 90.

Noes: Watson (Missoula). Total 1.

Absent and not voting: Benjamin, Budas, Gordon, Hamilton (Musselshell), Meyer, Morris, Replogle, Schilling, Sheffer, Mr. Speaker. Total 1.

H. B. No. 332, introduced by Sample, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blevett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Case, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Grabow, Graf, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermot, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstea, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Benjamin, Budas, Chapman, Dougherty, Gordon, Meyer, Morris, Sheffer, Woodcock. Total 9.

Moved by Leavitt that House recess until 2:00 p.m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

The Speaker gave notice he was about to sign S. B. No. 20 and thereupon signed the same.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bill No. 78, House Joint Resolution No. 3.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign H. J. R. No. 3 and H. B. No. 78 and thereupon signed the same.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the Consideration of H. B. No. 277. Special Order of Business under the following rule: that the leader of proponents of measure and the leader of opponents of measures be allowed 30 minutes; all other allowed 5 minutes for discussion. That the leader of the proponents and

ponents of measures be allowed 10 minutes in which to close discussion. Motion seconded and carried.

Erickson of Golden Valley in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 277, respectfully recommend that H. B. No. 277 be amended as follows: Amend Section 7 by striking out in line 13 the words "No action shall be maintained" and all of the section thereafter; that the enacting clause be stricken from H. B. No. 277.

ERICKSON, Chairman.

On motion by Erickson, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 253, 181, 191, 97, 203, 205, 265, 312.

GREEN, Chairman.

Report adopted.

On motion by Leavitt, seconded and carried, House recessed until 4:45 p.m.

HOUSE RESUMED

House resumed at 4:45 p.m., pursuant to recess.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 186, A Bill for an Act entitled: "An Act to make valid and enforceable written provisions or agreements for the arbitration of disputes", respectfully report as follows: That H. B. No. 186 do not pass, but that Substitute House Bill No. 186, A Bill for an Act entitled: "An Act to make valid and enforceable written provisions or agreements for the arbitration of disputes, and repealing Sections 9972, 9973, 9974, 9975, 9976, 9977, 9978, 9979, 9980 and 9981 of the Revised Codes of Montana of 1921", do pass.

RIGG, Chairman.

On motion by Leavitt report adopted.

Moved by Leavitt that Call of the House be made. Motion seconded and on roll call all members present except the Committee on Revenue and Taxation, excused.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 287, A Bill for an Act entitled: "An Act to amend Section 7472 of the Revised Codes of Montana of 1921, relating to when a contract for benefit of third person or persons whether the promise therein be expressed or implied, may be enforced and providing a recission shall not effect rights accruing prior thereto", respectfully report as follows: That House Bill No. 287 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 351, A Bill for an Act entitled: "An Act to amend Section 9908 of the Revised Codes of Montana of 1921, relating to what acts or omissions are contempt of a court of justice, and adding to Sub-division "6" thereof, that the mailing or serving upon any person, of false instruments purporting to be from a court of justice of this state

shall be contempt", respectfully report as follows: That House Bill No. 351 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 368, A Bill for an Act entitled: "An Act to amend Section 5859 and 5861 of the Revised Codes of Montana 1921, relating to the adoption of minors", respectfully report as follows: That House Bill No. 368 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 377, A Bill for an Act entitled: "An Act to amend Section 6903 of the Revised Codes of Montana of 1921, as amended by Chapter 18 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the recovery of damages and attorney fees in actions to obtain a release of an oil and gas lease which has become forfeited", respectfully report as follows: That House Bill No. 377 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 401, A Bill for an Act entitled: "An Act amending Section 9349 of the Revised Codes of Montana of 1921, relating to method of procedure in the trial of civil actions; and providing that the charge of the court, the instructions given, modified or refused shall be deemed excepted to and no bill of exceptions required as to them" respectfully report as follows: That House Bill No. 401 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 419, A Bill for an Act entitled: "An Act defining political party of principle wherever same is used in the election laws of the State of Montana", respectfully report as follows: That House Bill No. 419 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 425, A Bill for an Act entitled: "An Act to amend Section 9256, Revised Codes of Montana, 1921, providing when an attachment may issue", respectfully report as follows: That House Bill No. 425 be amended as follows: In Section 1, line 3 in the beginning thereof, insert the word and figures "Secion 9256". In line 12 of Section 1, after the semi-colon following the word "valueless", insert the word "and". And when so amended, the bill do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 270, A Bill for an Act entitled: "An Act amending Section 3694 of the Revised Codes of Montana as amended by Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the restrictions of the manner of taking and possessing fish and game and granting and giving to the State Fish and Game Commission of the State of Montana, authority to change or suspend closed seasons on game birds and animals, game fish and fur-bearing animals so as to meet existing conditions, and also, to make and promulgate rules and regulations for the killing, taking, capturing and possessing of game fish, game birds, game and fur-bearing animals, prescribing penalties for a violation of this Act and repealing all Acts and parts of Acts in conflict with the provisions hereof", respectfully report

as follows: That House Bill No. 270 be amended as follows: 1. By striking out on page 1 in section 1, in lines 26 and 27 and 28 the words, "or on or from any public highway in the State of Montana, or on or from any railroad right-of-way in the State of Montana". 2. And by striking out on page 2, in lines 5, 6, and 7 the words, "jacklight or other artificial light", in line 8 by striking out the words, "or entice"; and that when so amended the committee recommends that House Bill No. 270 do pass.

ARNOLD, Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Fairs and Expositions, having had under consideration House Bill No. 372, introduced by Dougherty, R. R. Jeland, Lewis, Hamilton of Phillips, A Bill for an Act entitled: "An Act appropriating money for a portion of the premiums for county and district agricultural fairs", respectfully report as follows: That House Bill No. 372 be referred to the Appropriations Committee without recommendation.

KNIGHT, Chairman.

On motion by R. R. Ueland, report adopted.

Mr. Speaker: We, your Committee on Fairs and Expositions, having had under consideration House Bill No. 373, introduced by Dougherty, R. R. Jeland, Lewis, Hamilton of Phillips, A Bill for an Act entitled: "An Act to provide state aid to county and district agriculture fairs relating to appropriation and the purpose for which same shall be used", respectfully report as follows: That House Bill No. 373 be referred to the Appropriation Committee without recommendation.

KNIGHT, Chairman.

On motion by R. R. Ueland, report adopted.

Mr. Speaker: We, your Committee on Fairs and Expositions, having had under consideration House Bill No. 382, introduced by Darlington, Brown of Gallatin, Salyerds, Bechtel, Grabow, Dunn, A Bill for an Act entitled: "An Act to provide for the creation, management, operation and maintenance of district agricultural fairs, relating to county levies and the purpose and manner for which same shall be used", respectfully report as follows: That House Bill No. 382 do pass.

KNIGHT, Chairman.

On motion by R. R. Ueland, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Senate Bill No. 16, introduced by Holton, Burr, Stoutenburg and Fenton, A Bill for and Act entitled: "An Act to amend Chapter 63 of the Session Laws of 1925 of the 19th Legislative Assembly making it unlawful for any owner, or person having the management or control of a stallion, ridgeling, unaltered male mule, or jackass, over the age of one year, to permit or suffer it to run at large on the open range; defining open range; declaring such animal so running at large a public nuisance; providing that such owner or person having management or control shall be liable for all injuries caused by such running at large; providing for the proceedings and notices necessary to be taken and given for the castration, and disposal of such animals; prescribing penalties for violation of this Act; and repealing Sections 3396, 3397, 3398, 3399, and 3400 of the Revised Codes of Montana of 1921", respectfully report as follows: That Senate Bill No. 16 be concurred in.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration Senate Bill No. 36, A Bill for an Act entitled: "An Act permitting James H. Winchell of Hill County, Montana, to file a claim for compensation for alleged industrial accident after expiration of

six months from date of the happening of alleged accident", respectfully report as follows: That same be concurred in.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration Senate Bill No. 34, A Bill for an Act entitled: "An Act to amend Sections 5, 12, 16, 17 and 21 of Chapter 27, Session Laws of the Twenty-first Legislative Assembly of Montana 1929, providing for the storage of grain on farms on or near railroad right-of-ways and other suitable places, making provisions regulating said storage, providing for the issuance of negotiable warehouse receipts on grain stored therein, providing for the supervision and regulation of said storage, delegating authority under the provisions of the Act and providing for general regulations and funds to carry out the provisions of this Act, and providing penalties for violations of this Act", respectfully report as follows: That Senate Bill No. 34, be concurred in.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 385, A Bill for an Act entitled: "An Act to amend Section 2960 of the Revised Codes of Montana of 1921 relating to Workmen's Compensation and providing a method of appeal and trial de novo by jury", recommend that same do not pass.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration House Bill No. 341, introduced by Hamilton of Musselshell. A Bill for an Act entitled: "An Act providing for State Fire Insurance on all property, real or other, owned by the State of Montana, providing for the establishment of a special fund to cover any losses which may be sustained by fire, providing for the investment thereof and providing for repairing or rebuilding property damaged by fire", respectfully report as follows: That House Bill No. 341 do not pass.

RYDER, Chairman.

On motion by Darlington, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Bill No. 343, A Bill for an Act entitled: "An Act to provide for licensing of farm storage, public warehousemen, and the issuance of special bin farm warehouse receipts", recommend that same be amended to read as follows: Amend Section 1 by striking out in line 9 after the word "Act" all of lines 9, 10, 11, 12, 13, 14 and 15 ending with the word "grading", same being a full paragraph, and inserting in lieu thereof the following: "The Chief of the Grain Division in the Department of the Commissioner of Agriculture shall be the supervisor of this Act"; and that House Bill No. 343 as amended do pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Development & Publicity, having had under consideration House Bill No. 357, introduced by Sample, A Bill for an Act entitled: "An Act designating the Western Meadow Lark *Sturnella Neglecta* (Audubon), as the official bird of the State of Montana", respectfully report as follows: That House Bill No. 357 be amended as follows: In Section 1, strike out all the words after the word "(Audubon)", and insert in lieu thereof the following: "as preferred by a referendum vote of Montana school children, shall be designated and declared to be the official bird of the State of Montana"; and as amended do pass.

BUCK, Chairman.

On motion by Buck, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 362, introduced by Lillis, A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 21 of the Session Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to the office of county surveyor in all counties having a total registered vote of 10,000 or over at the last general election; defining the powers and duties of the county surveyor and fixing the amount which he shall receive for his services", respectfully report as follows: That House Bill No. 362 do not pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 327, introduced by Sullivan, Appin, Knight and Finlen, A Bill for an Act entitled: "An Act amending Section 1 of Chapter 21 of the Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929, relating to the office of county surveyor of all counties having a total registered vote of 15,000 or over at the preceding general election; defining the powers and duties of the county surveyor; and, providing for salaries", respectfully report as follows: That House Bill No. 387 be amended by striking out in Section 1, line 14, the words and figures "15,000", and inserting in lieu thereof, the words and figures "10,000" and as amended, do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 404, introduced by Salyerds and Brown of Gallatin, A Bill for an Act entitled: "An Act relating to special improvement districts in cities and towns; amending Section 5249 of the Revised Codes of Montana of 1921, relating to bonds and warrants of such districts; and providing for payment, under certain circumstances of shortages in special improvement district assessment funds", respectfully report as follows: That House Bill No. 404, we herewith return the bill to the House without recommendation and recommend that this Bill be referred to the Judiciary Committee.

TROY, Chairman.

On motion by Troy, report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 410, introduced by Blewett, by request, A Bill for an Act entitled: "An Act to amend Section 5011 of the Revised Codes of Montana of 1921, relating to the payment of election judges and clerks; providing not more than a majority be from any one political party, and the fixing of voting places by the city council", respectfully report as follows: That House Bill No. 410, be amended by striking out all of "Section 3" on page 2, lines 13 and 14 of the original bill. And as so amended, we recommend the passage of this bill.

TROY, Chairman.

On motion by Troy, report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 436, A Bill for an Act entitled: "An Act to amend Section 4536 of the Revised Codes of Montana of 1921 relating to the burial of deceased soldiers, sailors, marines and nurses; providing for the burial of deceased members of the soldiers' home; and providing that the expense of burying female members of the soldiers' home shall not exceed one hundred dollars", respectfully report as follows: That House Bill No. 436 do pass.

KRUSE, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on State Lands, having had under consideration House Bill No. 394, A Bill for an Act entitled: "An Act to provide for the protection of the forest lands of the State of Montana

against the starting and spreading of forest fires, and authorizing the Governor of the State of Montana to close by proclamation to entrance without a permit, the forest lands of the State of Montana or so much thereof as may be necessary during periods of drought, and making unlawful the starting of fires in such closed areas, and providing penalties for the violation thereof", respectfully report as follows: That House Bill No. 394, do pass.

ROSS, Chairman.

On motion by Ross, report adopted.

Mr. Speaker: We, your Committee on State Lands, having had under consideration House Bill No. 392, A Bill for an Act entitled: "An Act to amend Section 6 of Chapter 95 of the Laws of the Twentieth Legislative Assembly of the State of Montana, and to provide for the further protection of forest and forest lands within the State of Montana", respectfully report as follows: That House Bill No. 392, do pass.

ROSS, Chairman.

On motion by Ross, report adopted.

Mr. Speaker: We, your Committee on State Lands, having had under consideration House Bill No. 356, A Bill for an Act entitled: "An Act to appropriate money in favor of the Town of Geraldine for special improvement assessments on state owned lots, subject to the approval of the State Board of Examiners", respectfully report as follows: That House Bill No. 356 be referred to Committee on Appropriations.

ROSS, Chairman.

On motion by Ross, report adopted.

Mr. Speaker: We, your Committee on State Lands, having had under consideration House Bill No. 376, A Bill for an Act entitled: "An Act authorizing the State Board of Land Commissioners to refund to W. A. Lynn the balance of certain moneys paid by him as principal and interest under certificates of purchase of lands which have been cancelled by said Board", respectfully report as follows: That House Bill No. 376 be referred to Appropriations Committee.

ROSS, Chairman.

On motion by Ross, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration H. B. No. 308, A Bill for an Act entitled: "An Act to promote the development of the Montana egg industry; to prohibit the sale of eggs unfit for human food; to prevent deception in the sale of eggs and to encourage greater consumption thereof by regulating and standardizing the grading, classification and labeling of all eggs displayed for sale providing penalties for the violation of the provisions of this Act, and repealing Sections 2585, 2634, 2635, 2636, 2637, 2638, and 2639 of the Revised Codes of Montana of 1921, Acts amendatory thereto, and all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 308 do not pass, but that Substitute H. B. No. 308, A Bill for an Act entitled: "An Act to promote the development of the Montana egg industry; to prohibit the sale of eggs unfit for human food to prevent deception in the sale of eggs; and to encourage greater consumption thereof by regulating and standardizing the grading, classification and labeling of all eggs displayed for sale; providing penalties for the violation of the provisions of this Act, and repealing Sections 2585, 2634, 2635, 2636, 2637, 2638 and 2639 of the Revised Codes of Montana of 1921, Acts amendatory thereto, and all Acts and parts of Acts in conflict herewith", be printed and placed on General Orders without recommendation.

BUDAS, Chairman.

On motion by Budas, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE

The following communication was received from the Governor:

State of Montana,
Office of the Governor,
Helena,
February 16, 1931.

Mr. Speaker,
House of Representatives,
Helena:

I have the honor to advise you that I have today approved the following House measures:

H. B. No. 67: Prescribing the oath to be taken by teachers in schools, colleges and universities in Montana.

H. B. No. 128: Relating to grounds for divorce and defining extreme cruelty.

H. B. No. 111: Relating to bonds by contractors on State, county and municipal work.

Sub. for H. B. No. 123: Providing for a basis of imposition of taxes on agricultural products in storage or held on the farm.

H. B. No. 218: Authorizing the State Board of Examiners to issue and sell refunding educational bonds.

J. E. ERICKSON, Governor.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed:

House Bills Nos. 77, 116, 260, 330, 367, H. J. M. No. 9.

NYQUIST, Chairman.

On motion report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders, under the following rule: That proponents and opponents of bills be allowed 7 minutes and others 5 minutes for discussion of the main bill; and on amendments proponents and opponents be allowed 5 minutes and others 3 minutes with no trading of time; except proponents and opponents; members be allowed to speak only once on the bill or amendment; that the bill be read by section number only unless otherwise requested by a member.

Motion seconded and carried.

Lillis of Yellowstone in the chair.

Committee arose. House resumed.

Mr. Speaker in the Chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 161, 295, 138, 271, 288, respectfully recommend that:

Consideration of H. B. No. 161 be passed for the day.

H. B. No. 295 do pass.

H. B. No. 138, enacting clause be stricken.

H. B. No. 271, consideration passed for the day.

H. B. No. 288, do pass.

LILLIS, Chairman.

On motion by Lillis, report adopted.

Moved by Leavitt that the House adjourn until Tuesday, February 17 1931, at 10:00 a.m.

Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-FOURTH DAY

House of Representatives,
Helena, Montana, February 17, 1931.

House convened at 10:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 43rd legislative day, find the same to be correct.

EKEGEN, Chairman.

On motion of Ekegren, report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Public Safety, having had under consideration H. B. No. 415, introduced by Troy by request, A Bill for an Act entitled: "An Act requiring every person driving a motor vehicle upon the public highway to bring said vehicle to a full stop at unguarded railway crossings; providing for railway crossing signs and fixing a penalty for violation of the provisions of this Act", respectfully report as follows: That H. B. No. 415, do not pass.

BURRELL, Chairman.

On motion by Burrell, report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed:

House Bills Nos. 251, 259, 267, 269, 321, 335, 355, 366, H. J. M. No. 10
NYQUIST, Chairman.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate as of date February 16, 1931.

Helena, February 16, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion by Senator Kane, the Senate this day requests the return of H. B. No. 101 from the House, for further consideration.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 27, by Jergensen.

S. B. No. 41, by Committee on Banks and Banking.

S. B. No. 66, by Committee on Sanitary Affairs.

S. B. No. 67, by Committee on Sanitary Affairs.

S. B. No. 81, by Committee on Allocation of State Bond Funds.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 66 by Graff, was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee on Counties and Towns, amendment to H. B. No. 66: Amend by striking out in line 28 and 29 of the original bill, and on line 12, printed bills everything after the word "subsistence", and inserting in lieu thereof the following: "at the rate of seventy-five cents (75c) per day, per prisoner".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 150, by Dairy Committee, was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Committee on Dairies & Dairying, amendments to H. B. No. 150: Amend by striking out in the title of the bill the words and figures "and 46". Amend in line 29, on page 2 of the printed bill, beginning with the word "the", by striking out all the remainder of the paragraph. Amend in line 45, page 3, of the printed bill, beginning with the word "the", by striking out the balance of the paragraph. Amend by striking out all of Section 10. Amend by changing the number of Section 11 to Section 10; Section 12 to Section 11; Section 13 to Section 12; and Section 14 to Section 13.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 167, was this day read three several times and concurred in, title agreed to, and is herewith returned to the House. Senate Committee on Counties & Towns, amendments to H. B. No. 167. Amend in line 22, of the original bill, and line 6, printed bill, by striking out the word "assessed", and inserting the word "taxable". Amend in line 29, original bill, and in line 11, printed bill, by striking out the word "assessed", and inserting the word, "taxable". Amend in line 1, page 2, original bill, and line 14, printed bill, by striking out the word, "assessed", and inserting the word "taxable".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 196, by Woodcock, was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee of the Whole amendments to H. B. No. 196: Amend in title by striking out the word, "five", and inserting in lieu thereof the word, "ten". Amend by striking from the original bill, in line 12 thereof, the word, "assignment", and substituting in place thereof the word, "satisfaction". Amend in Section 1 by striking out in line 4 of the printed bill the word, "five", and inserting in lieu thereof the word, "ten".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, titles agreed to, and are herewith returned to the House:

H. B. No. 141.

H. B. No. 228.

H. B. No. 234.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. H. B. No. 104, Committee on Irrigation, was this day recommended for non-concurrence by the Senate Committee on Irrigation & Water Rights, report adopted, and bill is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show.

Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Insurance: That S. B. No. 62 do not pass.

Committee on Stockgrowing & Grazing: That S. B. No. 80 do pass.

Committee on Stockgrowing & Grazing: That S. B. No. 87 do pass.

Committee on Horticulture: That H. B. No. 96 be concurred in.

Committee on Irrigation and Water Rights: That H. B. No. 104 be not concurred in.

Committee on Banks & Banking: That H. B. No. 73 be concurred in.

Committee on Judiciary: That H. B. No. 178 be concurred in.

Committee on Corporations other than Municipal: That H. B. No. 193 be concurred in.

Committee on Corporations other than Municipal: That H. B. No. 213 be concurred in.

Committee on Agriculture: That H. B. No. 223 be amended in Section 351 of Section 2, page 3, line 5, by inserting after the words, "respective county", the following: "All hail insurance levies whether levied against land, or in the form of special assessments secured by crop liens, shall be payable in full, and not in semi-annual payments, on or before November the thirtieth of each year in which such levies are made"; and as so amended, recommend the bill for concurrence.

Committee on Employment: Report the following employed in the Senate organization: Jean Senecal, stenographer.

Committee on Corporations other than Municipal: That H. B. No. 180 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

H. B. No. 133, Committee on Finance & Claims.

H. B. No. 168, Committee on Education.

H. B. No. 171, Committee on Irrigation & Water Rights.

H. B. No. 195, Committee on Roads & Highways.

H. B. No. 230, Committee on Judiciary.
H. B. No. 252, Committee on State Boards & Officers.
H. B. No. 254, Committee on Compensation.
H. B. No. 273, Committee on Education.
H. B. No. 274, Committee on Education.
H. J. R. No. 4, Committee on Oil & Leases.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 59 be amended in Section 1 by inserting in line 1 of printed bill, after the figures, "1921", the following, "as amended by Chapter 20, Laws of 1929"; also in Section 1 by inserting in line 10 after the word, "acre", the word, "except flax, clover seed, alfalfa seed, or other grass seeds, which shall be charged for the prevailing price for that particular locality in which such grain or seed is threshed or combined"; also in Section 1 by striking out in line 10 the words, "one dollar and fifty cents", and inserting in lieu thereof the words, "two dollars"; also in Section 2 by striking out in line 9 the words, "one dollar and fifty cents", and inserting in lieu thereof the words, "two dollars", and by inserting in line 10 after the word, "thresher", the following: "except flax, clover seed, alfalfa seed, or other grass seeds, which shall be charged for at the prevailing price for that particular locality in which such grain or seed is threshed or combined"; and as so amended, recommend same do pass.

That consideration of S. B. No. 43 be passed for the day.

That S. B. No. 83 do not pass.

That S. B. No. 89 do pass.

That H. B. No. 229 be amended in Section 1 by adding after line 7 of the printed bill, the following: "or in the World War", and as so amended, recommend same be concurred in.

That H. B. No. 61 be concurred in.

That consideration of H. B. No. 82 be passed for the day.

That H. B. No. 179 be concurred in.

That H. B. No. 194 be concurred in.

That H. B. No. 212 be concurred in.

That H. B. No. 217 be concurred in.

That H. B. No. 124 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day introduced, read first and second time, and referred to Committees:

S. B. No. 114, Introduced by Himsl. A Bill for an Act entitled: "An Act relating to the consolidation of banks and providing for operation of offices after consolidation." Referred to Committee on Banks and Banking.

S. B. No. 115, introduced by Keeley: A Bill for an Act entitled: "An Act amending Section 5275 of the Revised Codes of Montana of 1921 relating to street sprinkling in the cities and towns of Montana and the payment therefor". On motion introduction rejected.

S. B. No. 116, introduced by Committee on Finance and Claims: A Bill for an Act entitled: "An Act fixing the compensation of all appointive

state officers and of all employees of both the elective and appointive state officers." Referred to Committee on Finance and Claims.

S. B. No. 117, introduced by Committee on Finance and Claims: A Bill for an Act entitled: "An Act prohibiting the State Board of Examiners and the State Auditor from paying an increase of salaries to any appointive state officers or other employees of the state." Referred to Committee on Finance and Claims.

S. B. No. 118, introduced by Committee on Aviation: A Bill for an Act entitled: "An Act to amend Chapter 17 of the Session Laws of 1929 of the 21st Legislative Assembly concerning aeronautics and providing for the regulation and licensing of aircraft and airmen and providing penalties for violation thereof." Referred to Committee on Aviation.

S. B. No. 119, introduced by Holton: A Bill for an Act entitled: "An Act to amend Section 1021 of the Revised Codes of the State of Montana pertaining to classes and number of school trustees." Referred to Committee on Education.

S. B. No. 120, introduced by Holton, Burr, Galt: A Bill for an Act entitled: "An Act to amend Section 4228 of the Revised Codes of Montana of 1921, relating to measurement of hay in the stack." Referred to Committee on Agriculture.

S. B. No. 121, introduced by Page: A Bill for an Act entitled: "An Act to be known as the Chain License Act; providing for the licensing of chain stores, stores, hotels, and moving picture show houses; providing who or what business must pay a license tax under the provisions of this Act." Referred to Committee on Taxation.

S. B. No. 122, introduced by Crawford, by request: A Bill for an Act entitled: "An Act amending Section 3670 of the Revised Codes of Montana of 1921 as amended by Chapter 59 of the Session Laws of 1927, providing that all sales and purchases made by the State Fish and Game Commission shall be upon requisitions granted and that said sales and purchases shall be made by the State Purchasing Agent." Referred to Committee on Fish and Game.

S. B. No. 123, introduced by Pauline, by request: A Bill for an Act entitled: "An Act to amend Section 2907 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929 relating to hospital contracts." Referred to Committee on Compensation.

S. B. No. 124, introduced by Ruffcorn, Crawford, Holt, Kemmis, Eaton, Harris: A Bill for an Act entitled: "An Act relating to giving notice of intention to marry and requiring notice of application for a marriage license to be made not less than three days nor more than thirty days before the license shall be issued." Referred to Committee on Public Morals.

S. B. No. 125, introduced by Church: A Bill for an Act entitled: "An Act defining the practice of embalming, prescribing the qualifications for embalmers, providing for examination to obtain an embalmer's license and fees therefor and issuance of licenses, prohibiting embalming without a license, creating a State Board of Embalmers, defining its duties and powers and permitting it to make rules and regulations, providing for the revocation of licenses, providing for an annual license fee, creating a licensed embalmers' fund and providing for use thereof, providing that persons now holding embalmers' licenses shall be granted a license without further examination, making the violation of this Act unlawful and prescribing penalty therefor, providing that if any portion of this Act is declared unconstitutional the remainder shall remain in effect, and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Sanitary Affairs.

S. B. No. 126, introduced by Walker: A Bill for an Act entitled: "An Act to amend Section 10536 of the Revised Codes of Montana, 1921, relative to the testimony of certain witnesses by adding thereto an addi-

ional subdivision exempting psychologists who are engaged in the teaching and observation of school children without consent of parents or guardians, exemption to apply only in civil cases." Referred to Judiciary Committee.

S. B. No. 127, introduced by Committee on Insurance: A Bill for an Act entitled: "An Act requiring companies and agents dealing in motor club service contracts to be licensed by the Commissioner of Insurance, defining terms used herein; prescribing manner of obtaining license and requirements thereof; prescribing forms of contract and the filing thereof and penalties for violation of the provisions of this Act." Referred to Committee on Insurance.

S. B. No. 128, introduced by Survant: A Bill for an Act entitled: "An Act to amend Section 2239 Revised Codes of Montana 1921, as amended by Chapter 102 Acts of 18th Legislative Assembly, relating to the collection of taxes on personal property." Referred to Committee on Taxation.

S. B. No. 129, by Committee on Banks and Banking: A Bill for an Act entitled: "An Act to license and regulate the business of making loans in sums of Five Hundred Dollars (\$500.00) or less, secured or unsecured, at a greater rate of interest than ten per centum per annum, prescribing the rate of interest and charge thereof, and penalties for the violation thereof, and regulating the assignment of wages, or salaries, earned, or to be earned, when given as security for any such loan". Committee on Banks & Banking.

S. J. R. No. 6, introduced by Cowan, Kaulbach, Stout: "Requesting the State Highway Commission to make necessary examinations and surveys preliminary to the location for construction of a highway bridge over the Missouri River at a point near the mouth of the Judith River commonly known and designated as Judith Landing." Referred to Committee on Roads and Highways.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the request of the Honorable Senate to have H. B. No. 101 returned, be granted. Motion seconded and carried.

Moved by Hodgskiss that the House reconsider its action on H. B. No. 315. Motion seconded and carried.

Moved by Hodgskiss that H. B. No. 315 be re-referred to Committee on Education. Motion seconded and carried.

Moved by Moss, that the House reconsider its action on H. B. No. 277. Motion seconded.

Moved by Dellwo that the motion by Moss be tabled. Motion seconded.

Moved that Call of the House be made and roll call requested. On roll call all members present except Roll. Moved by Leavitt that Call of the House be dispensed with.

Motion seconded and carried. On roll call, motion to table original motion by Moss, carried by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Burke, Casey, Coffee, Cole, Cooney, Darlington, Dellwo, Doran, Dunn, Fairgrieve, Finlen, Freed, Goodwin, Grabow, Graff, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, O'Connell, O'Day, Pappin, Porter, Quamme, Rigg, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Wilson, Mr. Speaker. Total 67.

Noes: Benjamin, Buck, Budas, Burrell, Chapman, Cranston, Curran, Dougherty, Ekegren, Erickson, Gordon, Green, Hagestad, Haight, Hamilton,

(Mussellshell), Hamilton (Phillips), Hanson, Kruse, Leavitt, Lewis, McCormack, Nyquist, Parker, Pauly, Replogle, Rolph, Ross, Ryder, Sample, Ueland, Andrew; Ueland, R. R., Willard. Total 32.

Absent and not voting: Roll. Total 1.

Passed: Woodcock. Total 1.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time and referred to committees:

S. B. No. 27, by Jergensen: A Bill for an Act entitled: "An Act to amend Section 40 of Chapter 93 of the Laws of the Twenty-first Legislative Assembly having to do with the license fees for persons, firms or corporations selling, exchanging, or offering for sale, or having in possession with intent to sell oleomargarine, imitation or filled cheese, or any substitute for any dairy product made from milk or cream". Referred to Committee on Dairying.

S. B. No. 41, by Committee on Banks and Banking: A Bill for an Act entitled: "An Act to amend Section 94, Chapter 89 of the Laws of Montana of 1927, relating to consolidation of banks". Referred to Committee on Banks and Banking.

S. B. No. 66, by Committee on Sanitary Affairs: A Bill for an Act entitled: "An Act authorizing the State Board of Health to appoint as deputy state health officers such physicians employed by the Indian Bureau of the Department of the Interior as necessary in enforcing state sanitary regulations on Indian Reservations in Montana, said physicians to serve without pay from the State". Referred to Committee on Public Health and Sanitary Affairs.

S. B. No. 67, by Committee on Sanitary Affairs: A Bill for an Act entitled: "An to amend Section 2597 of the Revised Codes of Montana, 1921, making it unlawful to manufacture, sell or possess, any beverage or article of food containing saccharin and providing exceptions and penalties therefor". Referred to Committee on Public Health and Sanitary Affairs.

S. B. No. 81, by Committee on Allocation and State Bond Funds: A Bill for an Act entitled: "An Act providing for the employment of prison labor in the manufacture of brick at the Montana State Prison, requiring said brick to be used in certain cases in the construction or repair of buildings by the State of Montana or under any contract let by it and relating to the duties of the State Board of Prison Commissioners, the Warden and the State Board of Examiners". Referred to Committee on State Institutions, Public Buildings and Grounds.

THIRD READING OF HOUSE BILLS

H. B. No. 181, introduced by Minnick, Southmayd, Haverfield and Martin, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Mussellshell), Hamilton (Phillips), Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: Hanson. Total 1.

Absent and not voting: Darlinton, Fairgrieve, Freed, Logan, Mason, Metlen, Roll, Ryder, Schilling. Total 9.

H. B. No. 191, introduced by Shannon, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Benjamin, Blewett, Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cranston, Curran, Doran, Dougherty, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lewis, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Parker, Porter, Quamme, Replogle, Rolph, Shannon, Southmayd, Spangler, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Wilson, Woodcock, Mr. Speaker. Total 64.

Noes: Arnold (Rosebud), Arnold (Stillwater), Brown (Gallatin), Coffee, Cole, Cooney, Dellwo, Darlinton, Dunn, Fairgrieve, Grabow, Henderson, Hodgskiss, Knight, Lillis, Manning, Merriman, Meyer, Moss, Nelstead, Pappin, Pauly, Rigg, Roll, Ross, Salyerds, Sample, Sheffer, Stewart, Troy, Watson (Missoula), Willard. Total 32.

Absent and not voting: Logan, Ryder, Schilling. Total 3.

Passed: Graff, Bechtel. Total 2.

H. B. No. 197, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Southmayd, Spangler, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: Adair, Burrell, Hanson, Stewart, Sullivan. Total 5.

Absent and not voting: Bechtel, Ekegren, Hodgskiss, Logan, Ryder, Schilling, Shannon, Watson (Meagher). Total 8.

H. B. No. 203, introduced by Lillis, Arnold (Rosebud), Replogle, by request, having been read three several times, title and history agreed upon, failed to pass by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Casey, Chapman, Cooney, Cranston, Darlinton, Dunn, Erickson, Fairgrieve, Finlen, Grabow, Graff, Lillis, Mason, McFarland, Merriman, Metlen, Murphy, O'Day, Pappin, Replogle, Rigg, Roll, Stewart, Spangler, Swope, Tinsley, Troy, Waite, Waring, Watson (Meagher), Mr. Speaker. Total 39.

Noes: Benjamin, Blewett, Budas, Coffee, Cole, Curran, Dellwo, Dougherty, Ekegren, Goodwin, Gordon, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Manning, Martin, McCormack, McDermott, Meyer, Miller, Morris, Moss, Nelstead, Nyquist, O'Connell, Parker, Pauly, Porter, Quamme, Rolph, Ross, Salyerds, Sample, Shannon, Sheffer, Southmayd, Sullivan, Ueland, Andrew; Ueland, R. R., Vollmer, Watson (Missoula), Willard, Wilson. Total 53.

Paired: Aye: Minnick; No: Ryder. Total 2.

Passed vote: Freed, Woodcock. Total 2.

Absent and not voting: Bechtel, Doran, Knight, Logan, Schilling. Total 5.

H. B. No. 205, introduced by Committee on Irrigation and Water Rights, having been read three several times at length, title and history agreed upon, failed to pass by the following necessary two-thirds majority vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Chapman, Coffee, Cole, Darlington, Dellwo, Dunn, Ekegren, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lillis, Mason, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Nelstead, O'Day, Pappin, Pauly, Porter, Roll, Ross, Salyerds, Spangler, Sullivan, Swope, Tinsley, Troy, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Mr. Speaker. Total 54.

Noes: Adair, Benjamin, Burke, Casey, Cooney, Cranston, Curran, Erickson, Freed, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Kruse, Lewis, Martin, McCormack, McDermott, Nyquist, Parker, Quamme, Rigg, Rolph, Ryder, Sample, Sheffer, Southmayd, Ueland, Andrew; Ueland, R. R., Vollmer, Wilson, Woodcock. Total 35.

Passed vote: Logan. Total 1.

Absent and not voting: Doran, Dougherty, Manning, Metlen, Moss, Murphy, O'Connell, Repogle, Schilling, Shannon, Stewart. Total 11.

H. B. No. 253, introduced by Committee on Education, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hanson, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, McCormack, McFarland, Mason, Merriman, Metlen, Meyer, Minnick, Morris, Murphy, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Southmayd, Spangler, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Watson (Missoula), Willard, Burke, Mr. Speaker. Total 76.

Noes: Freed, Hagestad, Haight, Haverfield, Kruse, Manning, Miller, Nelstead, Repogle, Rolph, Tinsley, Waring, Wilson, Woodcock. Total 14.

Absent and not voting: Arnold (Stillwater), Hamilton (Musselshell), Hamilton (Phillips), Martin, McDermott, Moss, O'Connell, Schilling, Shannon, Stewart, Watson (Meagher). Total 11.

H. B. No. 265, introduced by Committee on Education, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Benjamin, Martin, Moss, O'Connell, Replogle, Schilling, Shannon, Watson (Meagher). Total 8.

H. B. No. 312, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin Gordon, Grabow, Graff, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Ross, Ryder, Salyerds, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: Benjamin, Hagestad, Haight, Replogle, Rolph. Total 5.

Absent and not voting: Martin, O'Connell, Sample, Schilling. Total 4.

Moved by Leavitt that the House recess until 2:30 p.m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p.m. pursuant to recess.

Mr. Speaker in the chair.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills No. 233, 247, 248, 296, 309.

GREEN, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Public Safety, having had under consideration Senate Bill No. 55, introduced by Committee on Roads and Highways, A Bill for an Act entitled: "An Act forbidding driving on highways under course of construction or detours where same have been closed to traffic, and authorizing the State Highway Commission of Montana to make rules and regulations governing the erection of barriers upon such highways or detours and providing penalties for the violation thereof", respectfully report as follows: That Senate Bill No. 55 be concurred in.

BURRELL, Chairman.

On motion by Burrell, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 421, introduced by Nyquist, A Bill for an Act entitled: "An Act providing for compensation and mileage for district school trustees; limiting the number of meetings to which the same is applicable; and validating payment heretofore made", respectfully report as follows: That House Bill No. 421 do not pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Dairying, having had under consideration House Bill No. 290, introduced by Dougherty, by request, A Bill for an Act entitled: "An Act to provide for the inspection and analysis of commercial feeding stuffs and to regulate the sale thereof in the State of Montana; to define the term 'Commercial Feeding Stuffs'; to provide for

guarantees of the ingredients of commercial feeding stuffs and affixing labels to the packages thereof; to prohibit the sale of fraudulent or adulterated commercial feeding stuffs; to fix the penalties for the violation of the provisions of the Act", respectfully report as follows: That House Bill No. 290, do pass.

DOUGHERTY, Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Revenue & Taxation, having had under consideration House Bill No. 240, introduced by McCormack, A Bill for an Act entitled: "An Act to amend Sections 1999 and 2000 Revised Codes of Montana 1921, providing for the classification of taxable property for the purpose of taxation and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of taxes", respectfully report as follows: That House Bill No. 240, do not pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Revenue & Taxation, having had under consideration House Bill No. 424, introduced by Nyquist, by request, A Bill for an Act entitled: "An Act to amend Section 2000 of the Revised Codes of Montana of 1921, relating to the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of taxes upon property in this State", respectfully report as follows: That House Bill No. 424 do not pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration Senate Bill No. 42, introduced by Committee on Banks and Banking, A Bill for an Act entitled: "An Act to amend Section 46, Chapter 89 of the Laws of 1927 relating to the calculation of profits by banks", respectfully report as follows: That Senate Bill No. 42 be concurred in.

MANNING, Chairman.

On motion by Manning, report adopted.

Mr. Speaker: We, your Committee on Revenue & Taxation, having had under consideration House Bill No. 432, introduced by Benjamin and Nelstead, by request, A Bill for an Act entitled: "An Act to amend Sections 2296 and 2297 and to repeal Section 2298 of the Montana Revised Codes of 1921, and to amend Section 2303, Montana Revised Codes of 1921, as amended by Section 4, of Chapter 146 of the Laws of 1923; to provide a license tax upon corporations doing business in the State; providing method of arriving at net income; to allow certain deductions, and to exempt certain corporations from said tax; to provide for allocation of business done within and without the State; to provide for the necessary enforcement and collection of said tax, and granting powers to the State Board of Equalization to make rules and regulations relative thereto, and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 432 do not pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 241, A Bill for an Act entitled: "An Act providing regulations for the ventilation and sanitation of workrooms, except in private houses in which the employees live, where manual labor is employed, providing for the enforcement of this Act by the State Board of Health, and providing penalties for the violation thereof", recommend that H. B. No. 241 be amended as follows: In second line of title, strike out comma after Workrooms and insert "of factories and laundries". Strike out the words "except in private houses in which the employees live". Strike out in line 5, "State Board of Health" and insert "Department of

Agriculture, Labor and Industry". In Section 1, second line, strike out the word "any" and insert after the word business "of factories and laundries". Strike out the phrase in parenthesis "(except in private houses in which the employees live)". In Section 3, line 1, strike out "State Board of Health" and insert "Department of Agriculture, Labor and Industry". And as so amended, recommend the bill do pass.

FAIRGRIEVE, Vice-Chairman.

On motion by Fairgrieve, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 444, introduced by Shannon, A Bill for an Act entitled: "An Act creating a state teachers' agency; placing the same under the supervision of the State Superintendent of Public Instruction; requiring the reporting of all vacancies to said agency by all boards of school trustees and prescribing the fees relative thereto", respectfully report as follows: That House Bill No. 444, with the following amendments, do pass. Amend Section 3 by inserting after the word, "positions" in line 22, the following words: "All teachers applying for positions in the public schools of Montana must place their applications with the State Teachers Agency". Also amend Section 4 by striking out after the word "retain" in line 26 the word "one" and inserting in lieu thereof the word "two".

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration H. B. No. 338, introduced by Shannon, A Bill for an Act entitled: "An Act to amend Sections 4157 and 4164 of the Revised Codes of Montana of 1921, relating to employment agencies and the fees which may be charged applicants and providing teacher's employment agencies may charge not to exceed one per centum of the applicant's salary for one school year", respectfully report as follows: That H. B. No. 338, with the following amendments, do pass. In line 8 of the title, strike out the word "one" and insert in lieu thereof the word "two". On page 2 of said bill, in line 3, strike out the word "one" and insert in lieu thereof the word "two".

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration, Substitute H. B. No. 182, introduced by Committee on Banks and Banking, A Bill for an Act entitled: "An Act to amend Section 4047 of the Revised Codes of Montana, 1921, relating to investment companies, and the sale or distribution of stocks, bonds, etc., and providing withdrawal conditions and values of stocks, bonds, debentures, etc., which have a withdrawal privilege before maturity", respectfully report as follows: That Sub. H. B. No. 182, be printed and placed on General Orders.

MANNING, Chairman.

Moved by Bechtel that report be adopted.

Substitute motion by Manning to re-refer Sub. H. B. No. 182 to the Judiciary Committee, seconded and carried.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration S. B. No. 38, introduced by Committee on Banks and Banking, A Bill for an Act entitled: "An Act to amend Chapter 180, Laws of 1929, relating to the depositing of funds in the hands of the State Treasurer; and providing for the security to be delivered by the banks designated as depositories by the State Depository Board", respectfully report as follows: That S. B. No. 38 be amended as follows: Amend the original bill, page 2, line 8, by inserting after the word "New York", the words, "Stock Exchange", and with this amendment recommend that S. B. No. 38, be concurred in.

MANNING, Chairman.

On motion by Manning, report adopted.

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration H. J. R. No. 7, introduced by Committee on Federal Relations, A Resolution requesting that Congress enact legislation providing for the taxation of the personal property of employees of military reservations", respectfully report as follows: That H. J. R. No. 7, be adopted.

HAVERFIELD, Chairman

On motion by Haversfield, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration H. B. No. 402, introduced by Ryder, A Bill for an Act entitled: "An Act for the regulation of the sale or leasing of space or spaces, niches or crypts in mausoleums or columbariums for the interment of dead human bodies, or human ashes and requiring permit from investment commissioner, and providing for an appeal from said commissioner's refusal to grant the same and for the creation of a trust fund from moneys received to be administered as prescribed by said commissioner and providing penalties for the violation of this Act and repealing Acts in conflict herewith", respectfully report as follows: That H. B. No. 402, do not pass.

MANNING, Chairman.

On motion by Manning, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Adair that the House reconsider its action on H. B. No. 205. Motion seconded and carried.

Moved by Adair that H. B. No. 205 be taken from Third Reading and referred to Committee on Appropriations. Motion seconded and carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the Consideration of General Orders under the rules of the previous sitting. Motion seconded and carried.

Parker of Flathead in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 161, 271, 324, 242, 284, respectfully recommend as follows:

That H. B. No. 161, do pass.

H. B. No. 271, do pass.

H. B. No. 324, be amended as follows: Amend Section 3 by inserting in line 36 after the word "slaughtered" the words, "or sold at retail"; that H. B. No. 324, as amended, do pass.

H. B. No. 242, do pass.

H. B. No. 284, be amended as follows: Amend the title by striking out after the word "insurance" in line 4, of the title on the printed bill, all of the remainder of lines 4 and 5, and inserting in lieu thereof the words: "livestock, machinery, and vehicles; providing regulations for articles of incorporation, election of officers, examination of companies; providing agents shall not be required to obtain license except as provided herein; providing certain laws not applicable"; that H. B. No. 284, as amended, do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the rules of the previous sitting. Motion seconded and carried.

Burke of Deer Lodge in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. No. 206, Senate amendments to H. B. No. 132, H. J. R. No. 5, H. B. Nos. 77, 116, 214, 260, 330, 327, respectfully recommend:

That H. B. No. 206 be amended as follows: Amend the title by striking out in line 5 the words, "Or for the production or harvesting of said crops"; amend Section 1 by striking out in lines 3 and 4 the words, "Of any, or for use in the production or the harvesting of said crops"; amend Section 2 by striking out in line 13 the words, "and other necessities for use in the production or harvesting of his crops then growing, or next to be grown, matured or harvested"; amend Section 2 in line 12 by adding after the word "food" the words "or necessities"; amend Section 7 by striking out all of Section 7; and renumber all following sections accordingly; that H. B. No. 206, as amended, do pass.

That Senate amendments to H. B. No. 132 be concurred in.

H. J. R. No. 5 be amended as follows: By adding in line 31 after the word "construction" the following: "of bridges as provided in H. J. R. No. 4, 21st Legislative Assembly"; amend H. J. R. No. 5 by striking out all Committee of the Whole amendments adopted February 15, 1931; that H. J. R. No. 5, as amended, be adopted.

H. B. No. 77, do pass.

H. B. No. 116, further consideration passed for the day.

H. B. No. 214, do pass.

H. B. No. 260, further consideration passed for the day.

H. B. No. 330, be amended as follows: Amend by adding the following after the title: "Be it enacted by the Legislative Assembly of the State of Montana"; that H. B. No. 330, as amended, do pass.

H. B. No. 327, do pass.

BURKE, Chairman.

Moved by Burke that the report be adopted. Moved by Budas that H. B. No. 206 be segregated from the report and roll call requested thereon. On roll call motion lost by the following vote:

Ayes: Brown (Gallatin), Budas, Burrell, Fairgrieve, Haight, Manning, McFarland, Merriman, Parker, Roll, Watson (Missoula), Wilson. Total 12.

Noes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Buck, Burke, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Ekegren, Erickson, Finlen, Goodwin, Freed, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Martin, Mason, McCormack, McDermott, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Ross, Rolph, Ryder, Salyerds, Sample, Schilling, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Vollmer, Waite, Waring, Watson (Meagher), Willard, Woodcock, Mr. Speaker. Total 80.

Absent and not voting: Blewett, Brown (Cascade), Coffee, Dunn, Nestead, Shannon, Sheffer, Stewart, Ueland, R. R. Total 9.

On motion by Burke, report of Committee of the Whole, adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration H. B. No. 396, introduced by Finlen, by request, A Bill for an Act entitled: "An Act providing a method by which a foreign corporation which has filed the documents prescribed by Sections 6651 and 6652 Revised Codes of Montana, 1921, may surrender its authority to transact business in Montana and withdraw therefrom and prescribing the duties of the Secretary of State in connection therewith", respectfully report as follows: That H. B. No. 396, do pass.

BLEWETT, Chairman.

On motion by Finlen, report adopted.

Mr. Speaker: We, your Committee on Dairying, having had under consideration H. B. No. 441, introduced by Dougherty, by request, A Bill for an Act entitled: "An Act prohibiting deceit in weight, grade, measure or test in sale of milk or cream and providing a penalty for violation of the provisions of this Act", respectfully report as follows: That H. B. No. 441, do pass.

DOUGHERTY, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration H. B. No. 423, A Bill for an Act entitled: "An Act to create a legislative reference bureau, and to provide for its functions, operation and maintenance; providing for a board of trustees of such bureau and the appointment of necessary assistants from time to time, and providing an appropriation therefor, and to repeal Section 1568 of the Revised Codes of Montana, 1921", respectfully report as follows: That H. B. No. 423, recommend that Bill be re-referred to the Appropriation Committee.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration H. B. No. 317, A Bill for an Act entitled: "An Act to amend Section 182 of the Revised Codes of Montana of 1921, as amended by Chapter 85 of the Session Laws of the Eighteenth Legislative Assembly, 1923 and further amended by Chapter 180 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to the depositing of funds in the hands of the State Treasurer and providing for the security to be delivered by the banks designated as depositories by the State Depository Board", respectfully report as follows: That H. B. No. 317, do not pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration H. B. No. 345, A Bill for an Act entitled: "An Act consolidating the offices of state accountant and state purchasing agent; conferring upon the state purchasing agent all the powers now by law given to the state accountant and imposing upon the state purchasing agent all the duties of state accountant; repealing all of Chapter 21, of the Revised Codes of Montana, 1921, being Sections 305, 306, 307, 308 and 309, of the Revised Codes of Montana, 1921; amending Section 285 of Chapter 19, Revised Codes of Montana, 1921; declaring an emergency and repealing all Acts in conflict herewith", respectfully report as follows: That H. B. No. 345, do not pass.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 336, a Bill for an Act entitled: "An Act authorizing the State Board of Prison Commissioners to establish an oil

refinery at the Montana State Prison at Deer Lodge, Montana; providing for the purchase of equipment, crude oil, or other necessary materials for the operations of same; for the employment of convict labor in connection with the operation thereof and disposal of the refined product and use of moneys derived therefrom; and providing an appropriation therefor", respectfully report as follows: That H. B. No. 336, do not pass.

DUNN, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration H. B. No. 411, A Bill for an Act entitled: "An Act amending Section 590 of the Revised Codes of Montana of 1921, relating to the appointment of judges from lists submitted; providing for the qualifications of judges of elections", respectfully report as follows: That H. B. No. 411, do pass.

A. UELAND, Chairman.

On motion by Ueland, report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration H. B. No. 375, A Bill for an Act entitled: "An Act to amend Section 556 of the Revised Codes of Montana of 1921, so as to permit the registration of college and university students for voting purposes", respectfully report as follows: That H. B. No. 375, do not pass.

A. UELAND, Chairman.

On motion by Ueland, report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 342, A Bill for an Act entitled: "An Act to define lobbying, prescribing the conditions under which lobbying may be engaged in, defining lobbyist, providing modes for the identification of lobbyist, defining illegal modes of engaging in the practice of lobbying and fixing penalties therefor", respectfully report as follows: That H. B. No. 342 do not pass.

DUNN, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 304, A Bill for an Act entitled: "An Act to amend Section 2007 of the Revised Codes of Montana of 1921, relating to method of making assessment upon refusal or neglect to make statement, and providing penalty for such neglect or refusal", respectfully report as follows: That H. B. No. 304, do pass.

DUNN, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments, having had under consideration H. B. No. 71, A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana an amendment to Section 45 of Article 5 of the Constitution of the State of Montana relating to the filling of vacancies occurring in either house of the Legislative Assembly", respectfully report as follows: That H. B. No. 71, do pass.

McCORMACK, Chairman.

On motion by McCormack, report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 158, 322, 347, 361, 380, Sub. H. B. No. 262, Sub. H. B. No. 313, H. J. R. No. 6.

NYQUIST, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were introduced without previous notice, by unanimous consent of the House, read first and second times at length and referred to Committee on Appropriations:

H. B. No. 446, by Committee on Appropriations: A Bill for an Act entitled: "An Act to appropriate money from the General Fund for the operation and maintenance of certain state institutions, for the year ending June 30, 1931; the appropriations made by the Twenty-first Legislative Assembly having been found to be insufficient".

H. B. No. 447, by Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money for the payment of per diem to the Officers and Attaches of the Twenty-second Legislative Assembly of the State Montana, and for incidental expenses of the Twenty-second Legislative Assembly of the State of Montana".

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Arnold (Stillwater), that H. B. No. 367 be taken from General Orders and re-referred to Committee on Fish and Game. Motion seconded and carried.

Moved by Leavitt that the House adjourn until Wednesday, February 18, 1931, a 9:30 a.m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-FIFTH DAY

House of Representatives,
Helena, Montana, February 18, 1931.

House convened at 9:30 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present, except: Cole, excused on account of illness.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 44th legislative day, find the same to be correct.

EKEGREN, Chairman

On motion by Ekegren, report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 255, 272, 275, 325, 277, 299, 405, 407, 412, 398.

NYQUIST, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 403, introduced by Watson of Missoula, by request, A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 125, of the Laws of the Nineteenth Legislative Assembly

relative to the appointment of Water Commissioners upon adjudicated streams and providing for a time when such shall be appointed", respectfully report as follows: That H. B. No. 403, do not pass.

LILLIS, Chairman.

On motion by Lillis, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration H. B. No. 388, A Bill for an Act entitled: "An Act to amend Section 3588 Revised Codes of 1921, relating to storage and sale of grain in public local grain warehouses", respectfully report as follows: That H. B. No. 388, do not pass.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 437, a Bill for an Act entitled: "An Act making it unlawful for any officer, board, or other agency of the State of Montana, or any Board of County Commissioners, or County Officer, or School Board, or any Town or City Council, or any town or City Officer, as such, to employ any married woman, for any position or employment, having an able-bodied husband who is receiving one hundred and fifty dollars (\$150.00) per month or its equivalent, or having a husband financially able to support her; providing for the temporary employment of such person in cases of emergency; providing any warrant issued or payment made therefor be null and void and providing the liability therefor; providing a method for the justification of the employment; providing taxpayer's remedy at law; excluding now existing contracts; and providing penalties for violation of this Act", respectfully report as follows: That H. B. No. 437, do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration H. B. No. 427, A Bill for an Act entitled: "An Act amending Section 6118 of the Revised Codes of Montana of 1921, relating to the obtaining of licenses to transact insurance business and prescribing the duties of the Commissioner of Insurance in withholding licenses when the Commissioner believes licensee does not possess proper qualifications or the permit is for special benefit of the licensee", respectfully report as follows: That H. B. No. 427, do not pass.

RYDER, Chairman.

On motion of Ryder, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration H. B. No. 429, A Bill for an Act entitled: "An Act to amend Sections 6290, 5291 and 6292, of the Revised Codes of Montana of 1921, relating to misrepresentation by life insurance companies or agents and fixing penalties for violation of this Section," respectfully report as follows: That H. B. No. 429, do not pass.

RYDER, Chairman.

On motion of Ryder, report adopted.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 234, 141, 228.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign House Bills Nos. 234, 141, 228, and thereupon signed the same.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR
AND SENATE

The following communications were received from the Senate as of date February 17, 1931:

Helena, Montana, February, 17, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence: S. B. No. 40; S. B. No. 63; S. B. No. 65; S. B. No. 77; S. B. No. 88; S. J. R. No. 4.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title agreed to, and are herewith returned to the House: H. B. No. 61; H. B. No. 179; H. B. No. 194; H. B. No. 212; H. B. No. 124; H. B. No. 217.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the State Committee on Judiciary, report adopted, and are herewith returned to the House: H. B. No. 177; H. B. No. 201; H. B. No. 236.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 229, by Moss, was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee on Military Affairs Amendment to H. B. No. 229: Amend by striking out on page 1, line 14, after the word, "exceed", the words, "two hundred dollars", and the figure, "\$200.00", and inserting in lieu thereof the words, "one hundred fifty dollars", and figures, "\$150.00". Senate Committee of the Whole Amendment to H. B. No. 229: Amend in Section 1 by adding after line 7 of the printed bill the following words and punctuation: "or in the World War".

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of S. B. No. 30 be passed for the day.

That S. B. No. 43 be amended in Section 2 by striking out in line 2, printed bill, the figure, "5", and inserting in lieu thereof the figure, "20"; also amend in Section 12 by inserting after the word, "activities", in line 2, the following: "unless otherwise authorized by the county board or directed by law". Also amend in Section 17 by inserting after the word, "works", in line 3, page 8, the words, "unless otherwise authorized by the county board or directed by law". And as so amended, recommend same do pass.

That S. B. No. 52 be amended in Section 6 by striking out in line 8, the printed bill, the word, "green", and inserting in lieu thereof the word, "yellow"; and as so amended, recommend same do pass.

That S. B. No. 82 be amended in Section 1 by striking out in line 4, printed bill, the word, "assessable", and inserting in lieu thereof the word, "taxable"; and as so amended, recommend same do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 86 be amended in Section 2 by striking out in line 10, after the word, "commissioners", the word, "may", and inserting in lieu thereof the word, "shall"; and as so amended, recommend same do pass.

That S. B. No. 96 do pass.

That S. B. No. 99 do pass.

That S. J. M. No. 6 be amended in Section 1 by inserting in line 15 after the word, "to", the words, "the President of the Senate and the Speaker of the House of Representatives and"; and as so amended, recommend same do pass.

That S. J. M. No. 7 be amended in Section 1 by striking out in line 33 the word, "that" and inserting in lieu thereof the word, "by"; also amend in Section 1 by inserting after the word, "Senators", in line 43, the words, "and Representatives in Congress"; and as so amended recommend same do pass.

That consideration of H. B. No. 96 be passed for the day.

That H. B. No. 178 be concurred in.

That H. B. No. 173 be concurred in.

That H. B. No. 193 be concurred in.

That H. B. No. 213 be concurred in.

That H. B. No. 223 be concurred in.

That H. B. No. 180, be amended in Section 1 by inserting after the word, "mausoleum", in line 1 of the printed bill, the words, "and real estate"; also amend in Section 2 by inserting after the word "mausoleum", on line 3, the words, "or real estate"; also amend in Section 2 by striking out in line 6 after the word, "mausoleums", the period, and inserting in lieu thereof a semi-colon, and to add the following words to said Section: "and also to include the right to purchase, acquire, own, hold, mortgage, pledge, sell, assign, transfer, or otherwise dispose of real property"; also amend in title of the bill by inserting after the word, "mausoleum", the words, "and real estate"; and as so amended, recommend same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Constitutional Amendments:

That S. B. No. 5 be amended in line 27, page 1, by striking out the colon after the word, "people", and inserting in lieu thereof the word, "or", and by striking the succeeding capital "E" and inserting in lieu thereof a small "e"; and as so amended, recommend same do pass.

Committee on Judiciary: That S. B. No. 39 do not pass.

Committee on Elections & Privileges: That S. B. No. 79 do not pass.

Committee on Agriculture: That S. B. No. 95 be amended by striking out in line 18, the following: "Preparing the soil, seeding or"; and as so amended, recommend the bill do pass.

Committee on Judiciary: That S. B. No. 101 do pass.

Committee on Judiciary: That S. B. No. 104 do pass.

Committee on Taxation: That S. B. No. 106 be returned without recommendation.

Committee on Compensation: S. B. No. 108 do pass.

Committee on Judiciary: That S. B. No. 110 do not pass.

Committee on Judiciary: That S. B. No. 126 do pass.

Committee on Insurance: That S. B. No. 127 do pass.

Committee on Judiciary: That H. B. No. 57 be concurred in.

Committee on Judiciary: That H. B. No. 58 be concurred in.

Committee on Judiciary: That H. B. No. 59 be concurred in.

Committee on Insurance: That Sub. H. B. No. 63 be concurred in.

Committee on Insurance: That Sub. H. B. No. 64 be concurred in.

Committee on Judiciary: That H. B. No. 177 be not concurred in.

Committee on Judiciary: That H. B. No. 201 be not concurred in.

Committee on Judiciary: That H. B. No. 221 be concurred in.

Committee on Insurance: That H. B. No. 227 be concurred in.

Committee on Judiciary: That H. B. No. 236 be not concurred in.

Committee on Federal Relations: That H. J. M. No. 5 be concurred in.

Committee on Education: That S. B. No. 102 do pass.

Committee on Education: That S. B. No. 119 do pass.

Committee on Education: That Sub. H. B. No. 103 be amended in Section by striking out of lines 8 and 9 (printed bill) the following: "of a school, and he may declare school districts abandoned when no school has been actually held within such districts for three consecutive years", and inserting in lieu thereof the following: "of a school, and he must declare a school district abandoned when terms of school aggregating at least twelve months have not been actually held in a district during a period of three consecutive years; provided, however, that if any such district shall provide transportation for all children of school age, living within the district, to another district for the purpose of attending school therein for a term of at least six months during each of such three years, such transportation to be by means of a safe and proper omnibus, or omnibuses, driven or operated by a competent driver, or drivers, under contract let by the board of trustees of the district, and which driver or drivers, shall be under proper and sufficient bonds, such transportation shall be deemed equivalent to the actual holding of school in such district for a term of six months in each year, and such district shall not be ordered abandoned". Amend Section 1 by inserting between lines 10 and 11 (printed bill) the following: "Whenever a school district is ordered abandoned and there is any indebtedness outstanding against the district represented either by registered warrants, or bonds, or both, and there is not sufficient money in the funds of the district to pay the same, all money in the funds of the district shall be set aside and applied in payment of such indebtedness, and there shall be levied annually in the manner provided by law, a tax against all property within the boundaries of such district, as the same existed when such indebtedness was incurred, sufficient to pay such indebtedness as it matures, with all interest becoming due thereon". And as so amended, recommend same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND
SECOND READING OF THE SAME

The following Senate Bills were introduced, read first and second time and referred to committees:

S. B. No. 40, by Committee on Banks and Banking: A Bill for an Act entitled: "An Act prohibiting the willful and malicious uttering or publishing of false statements against any bank or trust company and providing a penalty therefor." Referred to Committee on Banks and Banking.

S. B. No. 63, by Keeley: A Bill for an Act entitled: "An Act authorizing and empowering the State Board of Examiners of the State of Montana to exchange 4.09 acres of land owned by the State of Montana and forming a part of the lands purchased for the use of the State Prison at Deer Lodge, Montana, for 3.88 acres of land, adjoining state owned land, belonging to Carl Ulver of Deer Lodge, Montana." Referred to Committee on Internal Improvements.

S. B. No. 65, by Kane: A Bill for an Act entitled: "An Act authorizing the State Board of Examiners to dispose of the lands, buildings and equipment of the State Board of Entomology at Hamilton, Montana, to the government of the United States in the event that the government should desire to purchase the same, for the purpose of conducting a federal laboratory for the prevention and eradication of spotted fever." Referred to Committee on Internal Improvements.

S. B. No. 77, by Committee on Corporations other than Municipal: A Bill for an Act entitled: "An Act authorizing domestic corporations organized under the general incorporation laws of this State to establish and issue stock without nominal or par value; providing for the classes, series, powers, restrictions, and other details of issue and statements respecting same; making applicable thereto the general power to increase, decrease, or adjust such stock; providing that such corporations may issue both stock with and without par value; providing for the issuance and sale thereof, consideration therefor, and when the same is fully paid; providing for the rank thereof, the contents of certificates therefor, the basis upon which the Secretary of State shall compute fees due the State from corporations exercising rights hereunder, requiring payment of same, and making the provisions hereof in addition to, and supplemental of, all powers and authority conferred by existing law." Referred to Committee on Corporations other than Municipal.

S. B. No. 88, by Committee on Dairies and Dairying: A Bill for an Act entitled: "An Act regulating the manufacture, possession and sale of oleomargarine and other substitutes for dairy products; prohibiting the coloring or compounding of the same in imitation of the color of butter or in any shade of yellow; prohibiting persons not licensed as oleomargarine dealers from acting in aid of the sale or transportation of oleomargarine or other dairy substitutes; providing penalties for the violation of this Act and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Dairying.

The following Senate Joint Resolution was introduced, read first and second time at length and referred to Committee on Petroleum, Oil and Gas.

Senate Joint Resolution No. 4

Introduced by Committee on Oil and Leases

A Resolution urging the President of the United States to reconsider and modify his order of March 12, 1929, relating to the issuance of oil and gas permits on the public lands, so as to allow the issuance of permits for the development of natural gas on the public lands within the State of Montana.

WHEREAS, The President of the United States under date of March 12th, 1929, made an order prohibiting the further issuance of permits to prospect the mineral lands of the United States for oil and gas, upon the ground that there was an over-production of oil in the United States, and that the oil in the public lands should be conserved for future use, and

WHEREAS, The reasons for the issuance of such order have no application to the development of natural gas resources, since natural gas, by its nature, can be supplied only to communities which can be reached by pipe-line from the gas producing area, and not already supplied, and

WHEREAS, There are extensive areas within the State of Montana that have a prospective value for the production of natural gas, the successful development of which would give needed employment to a large number of people within the State of Montana, and would substantially increase the value of the taxable property within the State, and the development of same is being retarded by the order of the President above mentioned.

NOW, THEREFORE, BE IT RESOLVED by the Senate of the State of Montana, the House of Representatives concurring, that the President of the United States, be, and hereby is respectfully urged to reconsider the said order made on the 12th day of March, 1929, and to modify the policy therein expressed, so as to permit the issuance of permits for the development of the public lands within the State of Montana for the production of natural gas, and

BE IT FURTHER RESOLVED, That copies of this Resolution be forwarded by the Secretary of State to the President of the United States, and to each of the Senators and Representatives of the State of Montana in Congress.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavit that the House resolve itself into a Committee of the Whole for the Consideration of General Orders under the rules of previous sitting, motion seconded and carried.

Ekegren of Blaine in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 116, 260, H. J. M. No. 9, Senate amendments to H. B. Nos. 66, 150, 167, 196, H. B. Nos. 158, 251, 259, 267, 269, 321, 322, 335, 347, 355, 361, 380. Sub. H. B. No. 262, Sub. H. B. No. 313, H. J. R. No. 6, H. J. M. No. 10, Senate amendments to H. B. No. 229, respectfully recommend that:

H. B. No. 116, be amended as follows: Amend the title of said bill by striking out the word "for their use and benefit" following the word "Government" in the last line thereof; amend Section 2 by striking out in line 9, the words "for their use and benefit" following the words "State Government"; that H. B. No. 116, as amended, do pass.

H. B. No. 260, be amended as follows: Amend Section 1, by striking out in line 35, after the comma the words "then on petition of the County Superintendent" and the remainder of the paragraph in lines 36, 37, 38, 39, 40, 41, and inserting in lieu thereof the words "on request of the County Superintendent of either county the State Superintendent of Public Instruction shall have power to order the dissolution of such joint school district"; that H. B. No. 260, as amended, do pass.

That H. J. M. No. 9, be adopted

Senate amendments to H. B. No. 66, be concurred in.

Senate amendments to H. B. No. 150, concurred in.

Senate amendments to H. B. No. 167, concurred in.

Senate amendments to H. B. No. 196, concurred in.

Consideration of H. B. No. 158, passed for the day.

H. B. No. 251, do pass.

H. B. No. 259, do pass.

H. B. No. 267, consideration passed temporarily.

Consideration of H. B. No. 269, passed temporarily.

H. B. No. 321, amended as follows: By striking out in Section 3, line 5 the last three words and all of line 6; that H. B. No. 321, as amended, do pass.

H. B. No. 322, do pass.

H. B. No. 335, consideration passed temporarily.

H. B. No. 347, consideration passed temporarily.

H. B. No. 355, do pass.

H. B. No. 361, consideration passed temporarily.

H. B. No. 366, consideration passed temporarily.

H. B. No. 380, consideration passed temporarily.

Substitute H. B. No. 262, consideration passed temporarily.

Reverted to H. B. No. 335; amended in Section 1 by striking out in line 3 the following words "What are Costs and Disbursements" and inserting in lieu thereof before the figures "9802" the word "Section"; amend Section 1 by inserting in line 5 of printed bill after the word "including" and before the word "mileage", the word "actual"; that H. B. No. 335, as amended, do pass.

Sub. H. B. No. 313, amended as follows: Amend Section 1 by striking out in line 12 after the word "county" the words "is in excess of five million dollars (\$5,000,000.00) and inserting in lieu thereof the words "is not less than five million dollars (\$5,000,000.00) nor more than twelve million dollars (\$12,000,000.00); that Sub. H. B. No. 313, as amended, do pass.

H. J. R. No. 6, be adopted.

H. J. M. No. 10, be adopted.

Senate amendments to H. B. No. 229, be not concurred and conference committee requested.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

The Speaker appointed the following Conference Committee to act on Senate amendments to H. B. No. 229: Moss of Flathead, Kruse of Garfield and Grabow of Park.

THIRD READING OF HOUSE BILLS

H. B. No. 233, introduced by Meyer, Casey, Goodwin and McDermott, having been read three several times, title and history agreed upon, failed to pass by the following vote:

Ayes: Budas, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Lewis, Minnick, Nyquist, O'Connell, Pappin, Porter, Roll, Ross, Ryder, Shannon, Southmayd, Spangler, Swope, Troy, Ueland, Andrew, Ueland, R. R., Watson (Meagher), Willard, Wilson, Total 31.

Noes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Buck, Burke, Burrell, Casey, Coffee, Cooney, Curran, Darlinton, Dellwo, Dunn, Ekegren, Erickson, Finlen, Graff, Hagestad, Haight, Hamilton (Musselshell), Leavitt, Lillis, Logan, Manning, Martin, McCormack, McDermott, Merriman, Meyer, Miller, Morris, Murphy, Nelstead, O'Day, Parker, Quamme, Rolph, Sample, Schilling, Sheffer, Stewart, Sullivan, Tinsley, Vollmer, Waite, Waring, Watson (Missoula), Woodcock, Mr. Speaker. Total 52.

Absent and not voting: Bechtel, Brown (Cascade), Chapman, Cole, Cranston, Doran, Dougherty, Green, Hamilton (Phillips), Henderson, Mason, McFarland, Metlen, Moss, Pauly, Replogle, Rigg, Salyerds. Total 18.

H. B. No. 247, introduced by Committee on Townships and Counties, having been read three several times, failed to pass by the following vote:

Ayes: Adair, Arnold (Rosebud), Benjamin, Brown (Gallatin), Burke, Chapman, Coffee, Cooney, Cranston, Curran, Darlinton, Dellwo, Dunn,

Erickson, Fairgrieve, Finlen, Goodwin, Grabow, Graff, Hanson, Henderson, Hodgskiss, Knight, Kruse, Lillis, Martin, Mason, Minnick, Nyquist, O'Day, Pappin, Parker, Roll, Rolph, Ryder, Salyerds, Schilling, Shannon, Southmayd, Spangler, Stewart, Ueland, Andrew; Watson (Missoula), Willard, Wilson, Woodcock. Total 46.

Noes: Arnold (Stillwater), Bechtel, Blewett, Buck, Budas, Burrell, Casey, Ekegren, Freed, Gordon, Green, Hagestad, Hamilton (Musselshell), Haight, Haverfield, Jarrett, Leavitt, Lewis, Manning, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nelstead, O'Connell, Porter, Quamme, Rigg, Ross, Sample, Sheffer, Sullivan, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waite, Waring, Mr. Speaker. Total 46.

Absent and not voting: Brown (Cascade), Cole, Doran, Dougherty, Hamilton (Phillips), Logan, Pauly, Replogle, Watson (Meagher). Total 9.

H. B. No. 248, introduced by Meyer, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R.; Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: Burrell, Ekegren, Hagestad. Total 3.

Absent and not voting: Brown (Cascade), Cole, Doran, Hamilton (Phillips), Shannon. Total 5.

H. B. No. 296, introduced by Nelstead, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Cole, Doran, Ekegren, Moss, Parker, Ryder, Schilling, Shannon. Total 8.

H. B. No. 309, introduced by Committee on State Boards and Officers, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton

(Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Kruse, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Volmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Cole, Ekegren, Moss, Nelstead, Porter, Ryder, Schilling, Shannon. Total 8.

Senate amendments to H. B. No. 132, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 95.

Absent and not voting: Cole, Freed, Moss, Ryder, Schilling, Shannon.

Senate amendments to H. B. No. 66, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Benjamin, Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: Blewett, Cooney, Doran, Goodwin, Graff, Hodgskiss, Metlen, Meyer, Morris, O'Connell, Ross, Sullivan. Total 12.

Absent and not voting: Cole, Freed, McCormack, Moss, Ryder. Total 5.

Senate amendments to H. B. No. 150, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland,

R. R., Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: Graff, Waring. Total 2.

Absent and not voting: Benjamin, Cole, Doran, Freed, Miller, Moss, Replogle, Ryder. Total 8.

Senate amendments to H. B. No. 167, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 97.

Noes: None.

Absent and not voting: Cole, Freed, Moss, Ryder. Total 4.

Senate amendments to H. B. No. 196, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 95.

Noes: Woodcock. Total 1.

Absent and not voting: Cole, Freed, Logan, Ryder, Stewart. Total 5.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 169, 231, 232, Sub. 239, H. B. Nos. 242, 258, 271, 282, 284, 288, and 294, House Joint Memorial No. 6.

GREEN, Chairman.

Report adopted.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 315, introduced by Vollmer and O'Connell, A Bill for an Act entitled: "An Act establishing civic centers at each and all schoolhouses in third class districts in the State of Montana where the citizens, parent teachers associations, camp fire girls, boy scout troupes, clubs and associations formed for recreational, educational, political, econ-

omic, artistic and moral activities of the respective public school districts may engage in supervised recreational activities, providing for the control of such civic centers and providing further for expenses in connection therewith", respectfully report as follows: That House Bill No. 315, be amended as follows: Amend Section 2, line 23, by correcting the spelling of the word "interfere", and amend Section 4, lines 6 and 7 by striking out the words "except for the expense of lighting and heating" and inserting in lieu thereof the words "except for the expenses of janitor service, lighting and heating", and as amended respectfully recommend that House Bill No. 315 do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Moved by Leavitt, that the House recess until 2:30 p.m.

Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p.m. pursuant to recess.

Mr. Speaker in the Chair.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bill correctly printed: House Bill No. 147.

NYQUIST, Chairman.

Report adopted.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 179, 124, 194, 212.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign House Bills Nos. 179, 124, 194 and 212, and thereupon signed the same.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 46, A Bill for an Act entitled: "An Act to amend Section 9079 of the Revised Codes of Montana 1921, relating to the joinder of the State of Montana as defendant in certain actions", respectfully report as follows: That Senate Bill No. 46 be concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 344, A Bill for an Act entitled: "An Act relating to the sale of real property belonging to an estate; providing executors or administrators may contract with real estate agents for sale of real estate on commission; and providing regulations therefor", respectfully report as follows: That House Bill No. 344 do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 442, A Bill for an Act entitled: "An Act to amend Section 9 of Chapter 100 of the Twenty-first Legislative Assembly of 1929, relating to the title conveyed by tax deed", respectfully report as follows: That House Bill No. 442 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 367, A Bill for an Act entitled: "An

Act amending Section 3676 of the Revised Codes of Montana, 1921, relating to the changing, creating and posting of Fish and Game districts, preserves, refuges, closed districts, sanctuaries and rest grounds, prescribing penalties for a violation of this Act and repealing all Acts and parts of Acts in conflict with the provisions hereof", respectfully report as follows: That House Bill No. 367 do not pass.

ARNOLD, Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 391, A Bill for an Act entitled: "An Act to repeal Section 3725 of the Revised Codes of Montana, 1921", respectfully report as follows: That House Bill No. 391 do not pass.

ARNOLD, Chairman.

On motion by Arnold, report adopted.

Substitute motion by Meyer that report be not adopted and H. B. No. 391 do pass. Motion lost and report adopted on motion by Arnold.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 389, A Bill for an Act entitled: "An Act to amend Section 3659 of the Revised Codes of Montana, 1921", respectfully report as follows: That House Bill No. 389 do not pass.

ARNOLD, Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 390, A Bill for an Act entitled: "An Act to amend Section 3655 of the Revised Codes of Montana, 1921", respectfully report as follows: That House Bill No. 390 do not pass.

ARNOLD (Stillwater), Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 381, A Bill for an Act entitled: "An Act to amend Section 3726 of the Revised Codes of Montana of 1921, providing for court hearing prior to confiscation of any property seized by the Fish and Game Department", respectfully report as follows: That House Bill No. 381 do not pass.

ARNOLD, Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 354, introduced by the Committee on Judiciary, A Bill for an Act entitled: "An Act authorizing the appointment of a Code Commissioner, defining his powers and duties and making a supplemental appropriation of money for said purpose", respectfully report as follows: That House Bill No. 354 do not pass.

SALYERDS, Chairman.

On motion by Salyerds, report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 360, introduced by Meyer, McCormick, Parker, Ekegren, A Bill for an Act entitled: "An Act providing for the appointment of a committee consisting of three members of the House of Representatives and three senators in the State of Montana to investigate the reasonableness and unreasonableness of telephone rates in the State of Montana, whether applying to local or long distance calls or rates and providing how each committee shall be selected; and providing for an investigation into the necessity for pay telephones in business houses and public places; and providing for an appropriation for said investigation deferring the rights of said committee and giving the committee authority to carry into effect its finding and giving said committee power and authority to enforce the same through the same proceedings as applied to orders of the railroad and public utility commissioners of

the State of Montana, as provided for in the Revised Codes of Montana, 1921, and amendments", respectfully report as follows: That House Bill No. 360 be referred to the Appropriations Committee.

SALYERDS, Chairman.

On motion by Salyerds, report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 397, introduced by Parker, Erickson, McCormack, Rolph, Benjamin, A Bill for an Act entitled: "An Act to determine the value of public utility property when used as a basis for rate making purposes and prohibiting the Board of Railroad Commissioners and ex officio public service commission from putting into effect any rates fixed in violation of this Act", respectfully report as follows: That House Bill No. 397 do not pass.

SALYERDS, Chairman.

On motion by Salyerds report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 386, introduced by Hamilton of Musselshell, A Bill for an Act entitled: "An Act to provide for a license tax upon telephone instruments", respectfully report as follows: That House Bill No. 386 do not pass.

SALYERDS, Chairman.

On motion by Salyerds, report adopted.

Mr. Speaker: We, your Committee on State Lands, having had under consideration House Bill No. 393, A Bill for an Act entitled: "An Act to provide for the exchange of state owned lands for other lands of like value owned by the United States or in private ownership; said exchanges being confined to forest lands whether timbered, cut over or burned; and authorizing the State Board of Land Commissioners of the State of Montana to effect such exchanges as seem to be in the interest and for the advantage of the State of Montana", respectfully report as follows: That House Bill No. 393 be amended as follows: 1. By striking out in line 3, on page 1 the words, "good and marketable" and add after the word, title, the words, "in fee simple". 2. On page 2 in line 33 after the word "such" by inserting the words, "exchanges shall thereafter be free from the restrictions and". And that when so amended, House Bill No. 393 do pass.

ROSS, Chairman.

On motion by Ross, report adopted.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 428, introduced by Meyer, McDermott, Sullivan, "A Bill for an Act entitled: "An Act regulating the use of telephones on counters in public places where a charge is made for the use thereof; and providing penalties therefor", respectfully report as follows: That House Bill No. 428 do not pass.

SALYERDS, Chairman.

On motion by Salyerds, report not adopted.

Substitute motion that House Bill No. 428 do pass, by Meyer, carried.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration House Bill No. 323, introduced by Stewart, Darlington, Bechtel, A Bill for an Act entitled: An Act to amend Section 12 of Chapter 57 of the Laws of the Twentieth Legislative Assembly of 1927 relating to powers and duties of building and loan associations by adding thereto a provision for the consolidation of building and loan associations and for the absorption by one building and loan association of one or more other building and loan associations and prescribing the manner in which such consolidation or absorption shall be affected", respectfully report as follows: That House Bill No. 323 do pass.

MANNING, Chairman.

On motion by Manning report adopted.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration House Bill No. 348, A Bill for an Act entitled: "An Act to amend Section 6 of Chapter 109, Laws of 1927, relating to the standards of gasoline sold in Montana", respectfully report as follows: That House Bill No. 348 be amended by striking the period in line 13, after the word "matter" and adding thereto the following: "and the sulphur content shall not be over two tenths of one per cent". And as so amended recommend that the bill do pass.

QUAMME, Chairman.

On motion by Quamme, report adopted.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs, having had under consideration Senate Bill No. 66, introduced by Committee on Sanitary Affairs, A Bill for an Act entitled: "An Act authorizing the State Board of Health to appoint as deputy state health officers such physicians employed by the Indian Bureau of the Department of the Interior as necessary in enforcing State sanitary regulations on Indian Reservations in Montana, said physicians to serve without pay from State", respectfully report as follows: That Senate Bill No. 66 be not concurred in.

SHEFFER, Chairman.

On motion by Sheffer, report adopted.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs, having had under consideration Senate Bill No. 67, introduced by Committee on Sanitary Affairs, A Bill for an Act entitled: "An Act to amend Section 2597 of the Revised Codes of Montana 1921, making it unlawful to manufacture, sell or possess, any beverage or article of food containing saccharin and providing exceptions and penalties therefor", respectfully report as follows: That Senate Bill No. 67 be not concurred in.

SHEFFER, Chairman.

On motion by Sheffer, report adopted.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs, having had under consideration Senate Bill No. 69, A Bill for an Act entitled: "An Act to amend Section 2476 of the Revised Codes of Montana of 1921, relating to the duties of local and county health officers", respectfully report as follows: That Senate Bills No. 69 be concurred in.

SHEFFER, Chairman.

On motion by Sheffer, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration Senate Bill No. 10, introduced by Committee on Taxation, A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 140 of the Laws of the Twentieth Legislative Assembly of the State of Montana relating to the assessment and taxation of royalty and royalty interest in the mineral products of any quartz vein or lode or placer mining claim or any mine whatsoever containing gold, silver, copper, lead, petroleum or other valuable mineral or minerals deposit", respectfully report as follows: That Senate Bill No. 10 by striking out Section 3 and inserting in lieu thereof the following: This Act shall be retroactive to the extent that the same shall apply to and shall cover all royalty paid or yielded during the calendar year of 1930 and shall be in full force and effect on and after January 1st, 1931. And as so amended recommend that Senate Bill No. 10 be concurred in.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration House Bill No. 359, introduced by Bechtel, A Bill for an Act entitled: "An Act amending Section 1998 of the Revised Codes of Montana of 1921, relating to the exemptions from taxation", respectfully report as follows: That House Bill No. 359 do pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration House Bill No. 395, introduced by Finlen, by request, A Bill for an Act entitled: "An Act providing the fees to be paid by a foreign corporation for filing a certified copy of its articles of incorporation in the office of the Secretary of State of the State of Montana; requiring the filing of reports and the making of statements by such corporations, and repealing Chapter 132, laws of the Eighteenth Legislative Assembly of Montana of 1923, Chapter 95 of the Laws of the Nineteenth Legislative Assembly of Montana of 1925, and all other Acts and parts of Acts in conflict", respectfully report as follows: That House Bill No. 395, by amending Title, in line 2, by striking out after the word "its" and before the word "or" the word "chapter" and inserting in lieu thereof the word "charter", and by adding in the last line of the title, after the word "conflict" and before the punctuation mark "." the word "herewith" and as so amended we recommend the passage of this bill.

BLEWETT, Chairman.

On motion by Blewett, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 413, A Bill for an Act entitled: "An Act to appropriate money from the General Fund and certain special funds for the operation and maintenance of certain departments, boards and commissions for the year ending June 30, 1931, the appropriations made by the Twenty-first Legislative Assembly having been found to be insufficient," respectfully report as follows: That H. B. No. 413, be amended as follows: By striking out in Section 1, page 2, lines 9, 10 and 11, which read "Bureau of Civilian Rehabilitation from the General Fund . . . For Other Operating Expenses . . . \$2,500.00"; also by striking out in Section 1, page 2, lines 12, 13 and 14, which read "Bureau of Child and Animal Protection—From the General Fund . . . For Other Operating Expenses . . . \$500.00"; and as amended do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 420, A Bill for an Act entitled: "An Act creating a special commission for the observance of the two hundredth anniversary of the birth of George Washington and making appropriation therefor", respectfully report as follows: That H. B. No. 420 be amended as follows: By adding the following sections: "Section 2. That the sum of Two Hundred Fifty Dollars (\$250.00) or so much thereof as may be necessary, be, and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for the proper observance of the Two Hundredth (200th) anniversary of the birth of George Washington, as set forth in Section 1". "Section 3. Appropriations hereinabove provided for shall be deemed and held valid notwithstanding the provisions of the Budget Act". "Section 4. This Act shall be in full force and effect from and after its passage and approval". And as amended, do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 319, A Bill for an Act entitled: "An Act re-appropriating money from the 'Other Expense Fund' of the State Treasurer's appropriation for the biennial period ending June 30, 1931, for the specific purpose of making protective and other improvements in the office of the State Treasurer", respectfully report as follows: That H. B. No. 319 do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 363, A Bill for an Act entitled: "An Act appropriating money from the General Fund for the purpose of conditioning the base-

ment under the present historical library quarters in the extreme south-east corner of the Capitol building by the construction of a fire wall and of a metal stairway leading from the library proper and for the installation of sufficient metal shelving for the filing of bound newspaper records, books and other historical documents and for safeguarding against fire and theft of historical records", respectfully report that H. B. No. 363 do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 446, a Bill for an Act entitled: "An Act to appropriate money from the General Fund for the operation and maintenance of certain State institutions, for the year ending June 30, 1931; the appropriations made by the Twenty-first Legislative Assembly having been found to be insufficient", respectfully report as follows: That H. B. No. 446, do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 447, A Bill for an Act entitled: "An Act appropriating money for the payment of per diem to the officers and attaches of the Twenty-second Legislative Assembly of the State of Montana, and for incidental expenses of the Twenty-second Legislative Assembly of the State of Montana", respectfully report as follows: That H. B. No. 447, do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 299, A Bill for an Act entitled: "An Act to appropriate money for the carrying out of the operations of the Montana State Library extension commission for the period beginning July 1, 1931, and ending June 30, 1933", respectfully report as follows: That H. B. No. 299, do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 364, A Bill for an Act entitled: "An Act to appropriate money for the payment of a deficiency claim of Montana State College of Agriculture and Mechanic Arts for advances made to pay for the cost of testing samples of gasoline, kerosene, lubricating oil, tractor fuel and engine distillate", respectfully report as follows: That H. B. No. 364, do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 372, A Bill for an Act entitled: "An Act appropriating money for a portion of the premiums for county and district agricultural fairs", respectfully report as follows: That H. B. No. 372, do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 373, A Bill for an Act entitled: "An Act to provide state aid to county and district agriculture fairs relating to appropriation and the purpose for which same shall be used", respectfully report as follows: That H. B. No. 373, do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 376, A Bill for an Act entitled: "An Act authorizing the State Board of Land Commissioners to refund to W. A. Lynn the

balance of certain moneys paid by him as principal and interest under certificates of purchase of lands which have been cancelled by said Board", respectfully report as follows: That H. B. No. 376, do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 414, A Bill for an Act entitled: "An Act to appropriate money for the payment to William Maxwell for services rendered as State Mine Inspector, subject to the approval of the State Board of Examiners", respectfully report as follows: That H. B. No. 414, do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 430, A Bill for an Act entitled: "An Act to appropriate One Thousand Dollars (\$1000.00) from the Livestock Sanitary Board Fund for the payment of claim due to F. Myrtle Barnes of Phillips County for the State's portion of a loss due to the forced sale and slaughter of alleged tubercular dairy cattle", respectfully report as follows: That H. B. No. 430, do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Mines and Mining, having had under consideration H. B. No. 384, A Bill for an Act entitled: "An Act to amend Section 8339 of the Revised Codes of Montana as amended by Chapter 23 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to mechanics liens; defining who are entitled to lien and extending same to cover produce of coal mines, mining claims, oil wells and gas wells", respectfully report as follows: That H. B. No. 384, do pass.

BLEWETT, Vice-Chairman.

On motion by Blewett, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Governor:

State of Montana, Office of the Governor,
Helena, February 18, 1931.

The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have today approved the following House measures:

Sub. H. B. No. 88: Appropriation for Blackfoot Forest Protective Association.

H. B. No. 78: Relating to term of issue, redemption and interest of school district bonds.

H. B. No. 93: Relating to preservation and record of securities by the State Treasurer.

H. B. No. 131: Relating to duties of Clerk and Recorder on receipt of instrument to be recorded.

H. B. No. 141: Relating to insurance companies.

H. B. No. 154: Relating to the crime of receiving stolen property.

H. B. No. 228: Relating to fraternal benefit societies.

H. B. No. 234: Relating to issuing of endowment certificates.

H. J. M. No. 3: Relating to adjusted compensation certificates.

H. J. M. No. 4: Relating to permanent veterans' hospitalization for the State of Montana.

H. J. R. No. 3: Relating to Mother's Day and Father's Day.

J. E. ERICKSON, Governor.

MOTIONS AND RESOLUTIONS

Moved by Hodgskiss that the House reconsider its action on H. B. No. 203. Motion seconded.

Moved by Willard as a substitute motion, that the Motion to Reconsider be laid on the table.

Call of the House and roll call demanded.

On roll call all members present except Benjamin and Cole, excused.

Moved by Leavitt, seconded, that Call of the House be dispensed with. Motion carried.

Motion to table the motion to reconsider H. B. No. 203, lost by the following vote:

Ayes: Blewett, Budas, Coffee, Curran, Dellwo, Doran, Dougherty, Ekegren, Erickson, Freed, Goodwin, Gordon, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Jarrett, Knight, Lewis, McCormack, McDermott, Miller, Morris, Moss, Nelstead, Nyquist, O'Connell, Parker, Pauly, Porter, Quamme, Rolph, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Sullivan, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Watson (Missoula). Willard, Wilson. Total 48.

Noes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Casey, Chapman, Cooney, Cranston, Darlinton, Dunn, Fairgrieve, Finlen, Grabow, Graff, Hamilton (Musselshell), Henderson, Hodgskiss, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McFarland, Merriman, Metlen, Meyer, Minnick, Murphy, O'Day, Pappin, Replogle, Rigg, Roll, Ross, Schilling, Spangler, Stewart, Swope, Tinsley, Waite, Waring, Watson (Meagher), Woodcock, Mr. Speaker. Total 51.

Absent and not voting: Benjamin, Cole. Total 2.

Original motion to reconsider carried.

Moved by Arnold that the House Committee on Enrolling be authorized to and it is hereby directed to correct amendment to Section 1 of H. B. No. 136, by inserting the same after the word "line" in line 20 of the original bill instead of after the word "lake" in the same line. Motion seconded and carried.

THIRD READING OF HOUSE BILLS

H. B. No. 169, introduced by Darlinton, Dunn and Brown of Gallatin, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Buck, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Erickson, Finlen, Gordon, Grabow, Graff, Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Knight, Leavitt, Lillis, Logan, Mason, McCormack, McDermott, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Quamme, Replogle, Rigg, Roll, Salyerds, Schilling, Sheffer, Spangler, Stewart, Sullivan, Troy, Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 67.

Noes: Brown (Cascade), Budas, Ekegren, Fairgrieve, Freed, Goodwin, Green, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Jarrett, Kruse, Lewis, Manning, Martin, McFarland, Pauly, Porter, Rolph, Ross, Ryder, Sample, Shannon, Southmayd, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Wilson. Total 30.

Absent and not voting: Benjamin, Cole, Metlen, Waring. Total 4.

H. B. No. 231, introduced by Committee on State Boards and Officers, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell,

Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mascn, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 96.

Noes: None.

Absent and not voting: Benjamin, Cole, Metlen, Moss, Rolph. Total 5.

H. B. No. 232, introduced by Meyer, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 94.

Noes: None.

Absent and not voting: Benjamin, Buck, Cole, Metlen, Morris, Moss, Rolph. Total 7.

Sub. H. B. No. 239, introduced by Committee on Judiciary, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: Pauly. Total 1.

Absent and not voting: Benjamin, Buck, Cole, Dougherty, Green, Henderson, Mason, Metlen, Morris, Moss. Total 10.

H. B. No. 242, introduced by Hodgskiss, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson,

Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Mininck, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Benjamin, Buck, Cole, Dougherty, Goodwin, Gordon, Henderson, Moss, Pauly, Troy. Total 10.

H. B. No. 258, introduced by Replogle, Manning, Merriman, Meyer, Rigg, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Chapman, Cooney, Cranston, Curran, Dellwo, Doran, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: Burrell, Fairgrieve, Graff. Total 3.

Absent and not voting: Blewett, Coffee, Cole, Darlington, Dougherty, Hagestad, Meyer, Morris, Moss, Pauly, Troy. Total 11.

H. B. No. 271, introduced by Committee on Fish and Game, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Burke, Burrell, Casey, Coffee, Cooney, Darlington, Dellwo, Doran, Dougherty, Dunn, Erickson, Grabow, Haverfield, Henderson, Hodgskiss, Knight, Leavitt, Lillis, Logan, Manning, Martin, Mason, McFarland, Metlen, Miller, Minnick, Murphy, Nelstead, O'Connell, O'Day, Pappin, Porter, Rigg, Roll, Ross, Sample, Schilling, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew, Vollmer, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 56.

Noes: Blewett, Buck, Budas, Chapman, Cranston, Curran, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Jarrett, Kruse, Lewis, McCormack, McDermott, Merriman, Meyer, Morris, Nyquist, Parker, Quamme, Replogle, Rolph, Ryder, Salyerds, Sheffer, Shannon, Swope, Ueland, R. R., Waring, Wilson. Total 40.

Absent and not voting: Benjamin, Cole, Moss, Pauly, Waite. Total 5.

H. B. No. 282, introduced by Roll, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Kruse, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack,

McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Bechtel, Benjamin, Cole, Dougherty, Moss, Pauly, Ross, Ryder, Salyerds, Shannon, Watson (Meagher). Total 11.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 116, 298, 355, House Joint Resolution No. 6.

GREEN, Chairman.

Report adopted.

House reverted to Order of Business No. 8.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the rules of previous sitting. Motion seconded and carried.

Hagestad of McCone in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 267, 269, 347, 361, Sub. H. B. No. 262, H. B. Nos. 366, 380, respectfully report as follows: Recommend that:

Consideration of H. B. No. 267, passed for the day.

H. B. No. 269, do pass.

H. B. No. 347, do pass.

H. B. No. 361, consideration passed for the day.

H. B. No. 366, do pass.

H. B. No. 380, do pass.

Substitute H. B. No. 262, do pass.

HAGESTAD, Chairman.

On motion by Hagestad, report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 284, by Waring, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Krsue, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Bechtel, Cole, Cranston, Finlen, Lillis, Metlen, Meyer, Minnick, O'Day, Parker, Replogle, Salyerds, Troy, Waite. Total 14.

H. B. No. 288, introduced by Leavitt, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Mr. Speaker. Total 96.

Noes: None.

Absent and not voting: Cole, Cranston, Metlen, Shannon, Waite. Total 5.

H. B. No. 294, introduced by Hanson, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Cole, Cranston, Haverfield, Metlen, Moss, Ross, Salyerds, Sample, Shannon, Waite, Watson (Missoula). Total 11.

H. J. M. No. 6, introduced by Shannon, Minnick, Martin, Haverfield, Dellwo, and Hamilton of Phillips, having been read three several times, title and history agreed upon, was adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Benjamin, Burrell, Cole, Darlington, Moss, Ross, Salyerds, Schilling. Total 8.

H. B. No. 203, introduced by Lillis, Arnold (Rosebud), and Replogle, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Brown (Gallatin), Brown (Cascade), Burke, Burrell, Casey, Chapman, Cooney, Cranston, Darlinton, Doran, Dunn, Erickson, Fairgrieve, Finlen, Grabow, Graff, Hamilton (Musselshell), Henderson, Hodgskiss, Leavitt, Lillis, Logan, Manning, Martin, Mason, McDermott, Merriman, Metlen, Meyer, Minnick, Murphy, O'Day, Pappin, Replogle, Rigg, Schilling, Sheffer, Spangler, Stewart, Tinsley, Shannon, Troy, Waite, Waring, Watson (Meagher), Woodcock, Mr. Speaker. Total 50.

Noes: Benjamin, Blewett, Budas, Coffee, Curran, Dellwo, Dougherty, Ekegren, Freed, Goodwin, Gordon, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Jarrett, Knight, Lewis, McCormack, McFarland, Miller, Morris, Nelstead, Nyquist, Parker, Pauly, Porter, Quamme, Roll, Ross, Ryder, Salyerds, Southmayd, Sullivan, Ueland, Andrew; Ueland, R. R., Vollmer, Watson (Missoula), Willard, Wilson. Total 44.

Absent and not voting: Bechtel, Buck, Cole, Kruse, Moss, O'Connell, Swope. Total 7.

H. B. No. 116, introduced by McCormack, Dougherty, Parker, Burrell, Hamilton (Musselshell), Erickson, Haight, Hanson, having been read three several times, at length, title and history agreed upon, failed to pass by the necessary two-thirds majority:

Ayes: Adair, Arnold (Stillwater), Benjamin, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Coffee, Cranston, Curran, Darlinton, Dellwo, Dougherty, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Kruse, Leavitt, Lewis, McCormack, Merriman, Minnick, Nelstead, Nyquist, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Southmayd, Spangler, Stewart, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 62.

Noes: Arnold (Rosebud), Bechtel, Blewett, Brown (Cascade), Burke, Casey, Cooney, Doran, Finlen, Goodwin, Hamilton (Phillips), Jarrett, Knight, Manning, Martin, Mason, McDermott, McFarland, Metlen, Meyer, Miller, Morris, Murphy, O'Connell, O'Day, Pappin, Replogle, Salyerds, Schilling, Shannon, Sullivan, Tinsley, Watson (Meagher), Woodcock. Total 34.

Absent and not voting: Cole, Dunn, Lillis, Logan, Moss. Total 5.

H. B. No. 298, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Casey, Coffee, Cooney, Cranston, Darlinton, Dellwo, Doran, Fairgrieve, Finlen, Goodwin, Grabow, Graff, Knight, Kruse, Leavitt, Lillis, Logan, Martin, Mason, McCormack, McDermott, Metlen, Meyer, Minnick, Morris, Moss, Murphy, Nelstead, O'Connell, O'Day, Pappin, Parker, Pauly, Replogle, Rigg, Salyerds, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 64.

Noes: Benjamin, Budas, Chapman, Curran, Dougherty, Ekegren, Erickson, Freed, Gordon, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Lewis, Manning, McFarland, Merriman, Miller, Nyquist, Porter, Quamme, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Ueland, Andrew, Ueland, R. R. Total 35.

Absent and not voting: Cole, Dunn. Total 2.

H. B. No. 355, introduced by Leavitt, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Benjamin, Blewett, Burke, Coffee, Cole, Dunn, Freed, Wilson. Total 8.

H. J. R. No. 6, introduced by Southmayd, Brown of Gallatin, Darlinton, Dunn, having been read three several times, title and history agreed upon, was adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Coffee, Cole, Dunn, Freed, Haight, Logan, Mason, Morris, Nyquist, Watson (Meagher). Total 10.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration H. B. No. 435, A Bill for an Act entitled: "An Act creating a State Narcotic Enforcement Department delegating the Attorney General ex officio head of the Narcotic Enforcement Department, authorizing the appointment of investigators to carry out the provisions of this Act and providing regulations therefore and providing for an appropriation," respectfully report as follows: That H. B. No. 435 be amended by striking out the entire Section 6 and inserting in lieu thereof the following section: "Section 6. There is hereby transferred from the law enforcement fund all money now in the law enforcement fund to the Narcotic Enforcement Fund, and all money received from the sale of any property sold under forfeiture proceedings shall be deposited in the Narcotic Enforcement Fund"; and, be further amended by striking out the entire Section 7, and inserting in lieu thereof the following Section: "Section 7. There is hereby appropriated all money hereinabove provided for, to carry out the provisions of this Act"; and as so amended, recommend that the bill do pass.

DARLINTON, Chairman.

On motion by Darlinton. report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration S. B. No. 71, introduced by Holt, by request, A Bill for an Act entitled: "An Act to amend Section 177 Revised Codes of Montana 1921, relating to the allotment of forest reserve funds apportioned to the counties," respectfully report as follows: That S. B. No. 71, be concurred in.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration, Senate Substitute 23 and 26 for S. B. No. 23 and 26, introduced by Committee on Counties and Towns, A Bill for an Act entitled: "An Act to amend Section 4465 Revised Codes of Montana 1921, as amended by Chapter 95 Acts of 18th Legislative Assembly and by Chapter 54 Acts of 20th Legislative Assembly and by Chapters 38 and 142 of 21st legislative Assembly, relating to the general and permanent powers of Boards of County Commissioners," respectfully report as follows: That Senate Sub. No. 23 and 26, be amended as follows: That sub-division 4 of Section 1 of the Bill be amended by adding the following thereto: "And where joint highway or bridge construction projects are contemplated or necessary and the cooperation of another county, or other counties, or the State or Federal Government, or either or both, is desired for the construction of such projects they may enter into agreement for adjusted annual contributions over not to exceed six years, toward the cost of such projects, and they shall be authorized to place the same in their budget and levy taxes therefor as according to law." Be it further amended, in sub-division 10 of Section 1, at the end of line 80 in the printed bill, by inserting after the word "county": "Provided, however, if within three years no immediate sale be had of real estate attempted to be sold under the provisions of this section, the Board of County Commissioners may make trades or exchanges of real estate for any lands or real estate of equal value located in proximity to land or tracts of land owned by the county." Be it further amended that Section 2 of the Act be amended by adding thereto the following: "Provided, however, nothing in this Act shall be construed as in any manner repealing or affecting the provisions of Chapter 21 of the Laws of the Twenty-first Legislative Assembly, of the State of Montana. And be it further amended: By adding Section 3: "If any section, provision, clause, or phrase of this Act be adjudged unconstitutional or invalid by any court of competent jurisdiction for any reason, such adjudication shall not affect the validity of this Act as a whole, or of any section or provision thereof which is not specifically so adjudged unconstitutional or invalid," thereby changing the Section 3 of the original bill to "Section 4." And, as amended, be concurred in.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration H. B. No. 329, introduced by Shannon, A Bill for an Act entitled: "An Act to amend Section 4824 of the Revised Codes of Montana of 1921, as amended by Chapter 117 of the Laws of the Eighteenth Legislative Assembly of 1923, relating to the office of County Auditor," respectfully report as follows: That H. B. No. 329, do pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration H. B. No. 337, introduced by Freed, A Bill for an Act entitled: "An Act to amend Section 4775 of the Revised Codes of Montana for 1921 relating to appointment of under-sheriff; to amend Section 4875 of the Revised Codes of Montana for 1921, relating to number of deputies allowed county officials," respectfully report as follows: That H. B. No. 337, do not pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration H. B. No. 340, introduced by Rigg, A Bill for an Act entitled: "An Act to amend Section 4486 of the Revised Codes of Montana of 1921, relating to employment by County Commissioners of special counsel; providing for collection of seed liens, relief notes and other past due indebtedness and for acting as County Real Estate Agent," respectfully report as follows: That H. B. No. 340, do not pass.

PARKER, Chairman.

On motion by Parker, report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 326, 351, 357, 365, 368, 382, 392, 419, 425, 436, 140, 270, 290, 387, 394, Sub. H. B. No. 308, Sub. H. B. No. 186.

NYQUIST, Chairman.

Moved by Leavitt that the House adjourn until 10:00 a. m., Thursday, February 19, 1931. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-SIXTH DAY

House of Representatives,
Helena, Montana, February 19, 1931.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 45th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 167, 61, 132, 217, 66, 136, 196.

HENDERSON, Chairman.

Committee on Printing reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 338, 379, 444, H. J. R. No. 7.

NYQUIST, Chairman.

The Speaker gave notice he was about to sign House Bills Nos. 167, 61, 132, 217, 66, 136, 196, and thereupon signed the same.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Public Safety, having had under consideration H. B. No. 311, introduced by Buck and Coffee, A Bill for an Act entitled: "An Act releasing owners and operators of motor vehicles

from responsibility for damages or injuries to gratuitous passengers; providing such passenger assumes the ordinary negligence of such owner or operator; and providing the ordinary negligence of such owner or operator is imputed to such passenger; excepting owners or operators of motor vehicles whose gross negligence or reckless operation was the proximate cause, and also excepting owners or operators of such vehicles for hire or which are being demonstrated," respectfully report as follows: That House Bill No. 311 be amended as follows: Amend Section 2 so as to read as follows: "Section 2. Any person riding in a motor vehicle as a guest or by invitation and not for hire, assumes as between Owner and Guest the ordinary negligence of the owner or operator of such motor vehicle." Amend Section 3 so as to read as follows: "Section 3. The ordinary negligence of the owner or operators of a motor vehicle as between owner and guest is imputed to any person riding in such vehicle as a guest or by invitation and not for hire." and as so amended, recommend that the bill be referred to the Committee on Judiciary.

BURRELL, Chairman.

On motion by Burrell, report adopted.

Mr. Speaker: We, your Committee on Public Safety, having had under consideration Senate Bill No. 61, introduced by Cooper, A Bill for an Act entitled: "An Act defining the liability of a driver or owner responsible for the operation of a vehicle for the injury or death of a guest and defining the meaning of 'guest' as used in this Act," respectfully report as follows: That Senate Bill No. 61 be referred to the Committee on Judiciary.

BURRELL, Chairman.

On motion by Burrell, report adopted.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration Senate Joint Resolution No. 4, a resolution urging the president of the United States to reconsider and modify his order of March 12, 1929, relating to the issuance of oil and gas permits on the public lands, so as to allow the issuance of permits for the development of natural gas on the public lands within the State of Montana, respectfully report as follows: That Senate Joint Resolution No. 4, recommend that said resolution be concurred in.

QUAMME, Chairman.

On motion by Quamme, report adopted.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration House Joint Memorial No. 7, regarding use of gas for fuel purposes coming from outside the boundaries of the United States in competition with coal, whereas there is no duty now imposed upon such gas and there is a duty of 45c per ton upon coal, and requesting that a tariff be placed upon such gas used for fuel purposes, respectfully report as follows: That House Joint Memorial No. 7, recommend that said Memorial be not adopted.

QUAMME, Chairman.

On motion by Quamme, report adopted.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration House Bill No. 216, A Bill for an Act entitled: "An Act requiring oil and gas companies, refineries or any person, persons or corporations storing or dealing in crude oil or its derivatives to provide gas masks and safety devices to protect against suffocation from gas and providing penalties for violation thereof," respectfully report as follows: That House Bill No. 216, recommend that said bill do not pass, but in lieu thereof submit: Substitute House Bill No. 216, A Bill for an Act entitled: "An Act making it unlawful for oil and gas companies or refineries, or any person or persons, or corporations, or associations, storing or dealing in crude oil or gas or highly volatile derivatives to require employees to work where there is danger of suffocation, without providing gas masks and safety devices; and providing penalties for violation thereof," And, recommend that Sub. House Bill No. 216 be amend-

ed by striking out the words "and keep conveniently at hand," and insert in lieu thereof the words "such a standard gas mask"; and by striking out comma in line 20 after the word "use" and inserting in lieu thereof a period and omitting the following words: "a pulmotor, lungmotor or other approved device for producing artificial respiration." as so amended it is recommended that Sub. House Bill No. 216 do pass.

QUAMME, Chairman.

On motion by Quamme, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE

The following communications were received from the Senate: as of date February 18, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

H. B. No. 95—Committee on Finance and Claims.

H. B. No. 176—Committee on Elections and Privileges.

H. B. No. 181—Committee on Judiciary.

H. B. No. 191—Committee on Education.

H. B. No. 192—Committee on State Boards and Officers.

H. B. No. 197—Committee on Agriculture.

H. B. No. 198—Committee on Banks and Banking.

H. B. No. 253—Committee on Education.

H. B. No. 265—Committee on Education.

H. B. No. 291—Committee on Military Affairs.

H. B. No. 305—Committee on Taxation.

H. B. No. 312—Committee on Finance and Claims.

H. B. No. 332—Committee on Insurance.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 223 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House.

Senate Committee on Agriculture Amendment to H. B. No. 223: Amend in Section 351 of Section 2, Page 3, Line 5, by inserting after the words, "respective County", the following: "All hail insurance levies whether levied against land, or in the form of special assessments secured by crop liens, shall be payable in full, and not in semi-annual payments, on or before November the thirteenth of each year in which such levies are made."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 180 was this day read three several times and concurred in, as amended, title agreed to, and is herewith returned to the House.

Senate Committee of the Whole Amendments to H. B. No. 180: Amend in title by inserting after the word, "mausoleum", the words, "and real estate." Amend in Section 1 by inserting after the word "mausoleum", in line 1, printed bill, the words, "and real estate". Amend in Section 2 by inserting after the word, "mausoleum", in line 3, the words, "and real estate". Amend in Section 2 by striking out in line 6 after the word "mausoleums", the period, and inserting in lieu thereof a semi-colon, and

adding the following: "and also to include the right to purchase, acquire, own, hold, mortgage, pledge, sell, assign, transfer, or otherwise dispose of real property."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title agreed to, and are herewith returned to the House:

H. B. No. 173.

H. B. No. 178.

H. B. No. 193.

H. B. No. 213.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence:

S. B. No. 57.

S. J. R. No. 3.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Judiciary: That S. B. No. 17 do not pass.

Committee on Judiciary: That S. B. No. 32 be amended in Section 1 by striking the comma after the word, "Act", in line 6, page 3, original bill, and inserting in lieu thereof a period; and by striking all of the words contained in said Section 1 after the word, "Act", in line 6 aforesaid. Amend Section 2 by striking the following words contained in lines 27 and 28, original bill: "and filing said statement and verification as provided in Section 8607." And as so amended, recommend bill do pass.

Committee on Fish and Game: That S. B. No. 105 do pass.

Committee on Apportionment and Representation: That S. B. No. 109 do pass.

Committee on Public Morals: That S. B. 124 do pass.

Committee on Judiciary: That H. B. No. 102 be concurred in.

Committee on Counties and Towns: That H. B. No. 215 be concurred in.

Committee on Public Morals: That H. B. No. 224 be amended by inserting after the word, "America", in line 29, original bill, the following: "when accompanied by written consent of parent or guardian." And as so amended, recommend said bill be concurred in.

Committee on Insurance: That H. B. No. 235 be amended by adding on line 19, Section 1, typewritten bill, after the word, "estate" the following: "if neither wife, husband, child or parent be living". And as so amended, recommend same be concurred in.

Committee on Education: That S. B. No. 92 do pass.

Committee on Education: That H. B. No. 273 be amended by striking out after the word, "State", in line 10 of Section 1, original bill, the word, "and"; and in line 11 the words, "wholly or partially"; and as so amended, recommend the bill be concurred in.

Committee on Education: That H. B. No. 274 be concurred in.

Committee on Roads and Highways: That H. B. No. 237 be amended by striking out all of Section 1 (a) of Section 2 of said bill, the same beginning at line 7 of page 3 of the engrossed bill and ending on line 24 of said engrossed bill, and also appearing at lines 5 to 17 inclusive on page 3 of the printed bill, and by inserting in lieu thereof the following:

"Section 1. (a) General Taxes—Except Taxes on Motor Vehicles. All taxes levied and assessed in the State of Montana, except special assessments made for special improvements in towns and cities, and except taxes levied and assessed on motor vehicles, shall be payable as follows: One-half of the amount of such taxes shall be payable on or before five (5) o'clock p. m. on the 30th day of November of each year, and one-half on or before five (5) o'clock p. m. on the 31st day of May of each year; provided, that unless one-half of such taxes are paid on or before five (5) o'clock p. m. on the 30th day of November of each year, then such amount so payable shall become delinquent and shall draw interest at the rate of two-thirds of one per cent per month from and after such delinquency until paid and five per cent shall be added to the amount thereof as a penalty. All taxes due and not paid on or before five o'clock p. m. of the 31st day of May of each year shall be delinquent and shall draw interest at the rate of two-thirds of one per cent per month from and after such delinquency until paid and five per cent shall be added to the amount thereof as a penalty."

Also, amend by inserting immediately after the word "which" in line 4 of page 5 of the engrossed bill (the same being in line 7 of page 4 of the printed bill) the word "county"; Also amend Sub-section 5 of Section 3 by inserting after the word "vehicle" in line 3 of engrossed bill, line 55 of page 5 of the printed bill, the following: "not otherwise subject to property tax in this state."

Also amend Sub-section 5 by inserting in line 5, engrossed bill, line 57, printed bill, by inserting after the word, "State," the following: "District of Columbia or National Parks";

Also amend Sub-division 5 in line 6, engrossed bill, the same being in line 58, printed bill, by inserting the following: "District of Columbia or National Parks." And as so amended, recommend same be concurred in.

Committee on Oils and Leases: Recommend that H. J. R. No. 4 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 30 do pass.

That S. B. No. 13 do pass.

That consideration of S. B. No. 98 be passed for the day.

That S. J. M. No. 5 be amended by striking out in line 63 of the printed bill, all following the word, "policy", and all of lines 64, 65, 66 and 67, and inserting in lieu thereof the words, "Now, therefore, be it resolved, That we emphatically oppose this proposed addition of grazing lands to existing National Forests within our state. We recommend that the existing boundary lines of National Forests be examined by impartial persons looking toward readjustment; so that lands now within the boundaries of such forests found to be more valuable for grazing than for other purposes will be eliminated therefrom; and that lands adjacent to present National Forests more value for timber production than for grazing will be included within their boundaries, economy of administration to be duly considered in arriving at decisions." Also amend in Section 1 by inserting in line 81 after the word, "to", the following: "the President of the

Senate, the Speaker of the House of Representatives and"; also amend in line 79 of the printed bill by striking the following words: "as has been the case in grants heretofore made to this state"; and as so amended, recommend same do pass.

That H. B. No. 57 be concurred in.

That H. B. No. 58 be concurred in.

That H. B. No. 59 be concurred in.

That Sub. H. B. No. 63 be concurred in.

That consideration of Sub. H. B. No. 64 be passed for the day.

That consideration of H. B. No. 96 be passed for the day.

That consideration of Sub. H. B. No. 103 be passed for the day.

That H. B. No. 221 be concurred in.

That H. B. No. 227 be concurred in.

That H. J. M. No. 5 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bill No. 150.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign H. B. No. 150 and thereupon signed the same.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 77, 161, 206, 214, 246, 251, 259, 260, 281, 295, 297, Sub. H. B. No. 313, H. B. Nos. 318, 321, 322, 324, 327, 330, 335, H. J. M. Nos. 9, 10, H. J. R. No. 5.

GREEN, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following Senate Bill was introduced, read first and second time and referred to Committee on Agriculture:

S. B. No. 57, by Sparling, Angvick and Staggs, by request, A Bill for an Act entitled: "An Act to create cooperative county state protein testing laboratories, making provisions for installing and maintaining same, providing for the issuance of certificates, of analysis, providing for supervision and regulation of said laboratories, delegating authority under the provisions of the Act and providing for general regulations and funds to carry out the provisions of this Act."

The following Resolution was introduced, read first and second time at length and referred to Committee on Federal Relations:

Senate Joint Resolution No. 3

Introduced by Gustafson

A Concurrent Resolution Memorializing Congress to Pass and the President to Approve House Resolution 9599 by Leavitt.

WHEREAS, there is now pending before the Seventy-first Congress Third Session, House Resolution 9599 by Leavitt, entitled: "A Bill to authorize the Secretary of Agriculture to carry out his ten-year cooperative program for the eradication, suppression, or bringing under control of predatory and other wild animals injurious to agriculture, horticulture, for-

estry, animal husbandry, wild game, and other interests, and for the suppression of rabies and tularemia in predatory or other wild animals, and for other purposes," and

WHEREAS, the livestock and poultry raisers of Montana suffer a loss of thousands of dollars annually, through stock and poultry being destroyed by predatory animals, and

WHEREAS the State of Montana is now spending large sums of money annually in the destruction of predatory animals for the protection of its livestock and poultry industries, which expenditures result beneficially to the preservation of the wild life in the National Parks and Federal Forest Reserves, and

WHEREAS, tularemia is becoming more prevalent among the wild animals and the state has no way of combating this disease and needs Federal assistance in this, as well as in the work of destroying predatory animals;

NOW, THEREFORE, BE IT RESOLVED, that the Legislative Assembly of the State of Montana hereby recommends the prompt passage of House Resolution 9599 by Leavitt in order that the work of destroying predatory animals and suppressing rabies and tularemia among wild animals, be effectively carried on.

BE IT FURTHER RESOLVED, that a copy of this memorial be transmitted by the Secretary of State of the State of Montana to both Houses of the National Congress.

MOTIONS AND RESOLUTIONS

Moved by Porter that the House reconsider its action relative to H. B. No. 247. Motion seconded and carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders under the rules of previous sitting. Motion seconded and carried.

Buck of Flathead in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 158, 267, 361, 140, 147, 255, 270, 272, 275, 290, 325, respectfully report as follows: recommend that:

Consideration of H. B. No. 158 passed temporarily.

H. B. No. 267, consideration passed temporarily.

H. B. No. 361, consideration passed temporarily.

H. B. No. 140, amended as follows: Amend Section 7 by striking out all of line 135, and inserting in lieu thereof the words: "All of the tax collected under this Act shall be paid to the State Treasurer, who shall credit same to the Interest and Sinking Fund for the payment of interest and redemption of the \$3,000,000.00 bond issue authorized under Referendum Measure 33 of 1930"; amend Section 9 to read "Section 8" and Section 10 to read Section 9, and Section 11 to read "Section 10"; amend the title by striking out in line 8 after the word "Tax" the remaining portion of same, and inserting in lieu thereof the words: "To the interest and sinking fund for the payment of interest and redemption of the \$3,000,000.00 issue authorized under referendum measure 33 of 1930"; that enacting clause be stricken of H. B. No. 140.

Consideration of H. B. No. 147 passed for the day.

H. B. No. 255, recommend that enacting clause be stricken.

H. B. No. 270, consideration passed temporarily.

H. B. No. 272, amended as follows: By striking wherever it appears the figure "9" after figure "2" and inserting in lieu thereof the figure "1"; that H. B. No. 272, as amended, do pass.

H. B. No. 275, do pass.

H. B. No. 290, do pass.

H. B. No. 325, do pass.

BUCK, Chairman.

Moved by Buck that report be adopted. Moved by Fairgrieve that report on H. B. No. 140 be segregated from report of Committee of the Whole and roll call requested thereon. Motion last by the following vote:

Ayes: Arnold (Stillwater), Brown (Gallatin), Budas, Burrell, Cole, Fairgrieve, Green, Hodgskiss, Lillis, Merriman, Metlen, Meyer, Nelstead, Nyquist, Rigg, Ross, Salyerds, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Waite, Watson (Meagher). Total 25.

Noes: Bechtel, Benjamin, Blewett, Brown (Cascade), Buck, Burke, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Knight, Kruse, Leavitt, Lewis, Manning, Martin, Mason, McCormack, McDermott, Minnick, Morris, Moss, Murphy, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rolph, Sample, Schilling, Shannon, Swope, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Willard, Wilson, Woodcock, Mr. Speaker. Total 64.

Absent and not voting: Arnold (Rosebud), Doran, Freed, Henderson, Logan, McFarland, Miller, Roll, Ryder, Tinsley. Total 10.

Passed: Adair, Watson (Missoula). Total 2.

Original motion to adopt report of Committee of the Whole, seconded and carried.

Moved by Leavitt that the House recess until 2:30 p. m. Motion seconded and carried.

AFTERNOON SESSION

House convened at 2:30 pursuant to recess.

Mr. Speaker in the chair.

On request, call of the House made and all members present on roll call. Call of the House dispensed with on motion by Leavitt.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 211, introduced by Lillis, Pauly, Sullivan, Moss, A Bill for an Act entitled: "An Act providing for the supervision, regulation and control of the use of the public highways of the State of Montana by motor carriers engaged in the transportation by motor vehicles of persons and property for hire upon the public highways of the State of Montana; conferring certain jurisdiction over such transportation motor vehicles and their operations, upon the Board of Railroad Commissioners; providing for the enforcement of this Act and the punishment for violation thereof; and repealing Chapter 154, Laws of Eighteenth Legislative Assembly 1923, as amended by Chapter 103, Laws Nineteenth Legislative Assembly, 1925, and as amended by Chapter 141, Laws Twenty-first Legislative Assembly, 1929", respectfully report as follows: That House Bill No. 211 do not pass, but that Substitute House Bill No. 211, A Bill for an Act entitled: "An Act providing for the supervision, regulation and control of the use of the public highways of the State of Montana by motor carriers engaged in the transportation by motor vehicles of persons and property for hire upon the public highways of the State of Montana; conferring certain jurisdiction over such transportation, motor vehicles and their operations, upon the

Board of Railroad Commissioners; providing for the enforcement of the Act and the punishment for violation thereof; and repealing Chapter 15 Laws Eighteenth Legislative Assembly, 1923, as amended by Chapter 10 Laws Nineteenth Legislative Assembly, 1925, and as amended by Chapter 141, Laws Twenty-first Legislative Assembly, 1929", do pass.

MOSS, Chairman.

On motion by Moss, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 286, introduced by Committee on Agriculture, A Bill for an Act entitled: "An Act to amend Section 3386 of the Revised Codes of Montana of 1921, relative to the trespass of animals in herd districts, and prescribing penalties", respectfully report as follows: That House Bill No. 286 do pass and refer to General Order without reprinting.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 378, introduced by Hodgskiss, A Bill for an Act entitled: "An Act to prohibit the keeping or harboring of mischievous dogs, making the owner or harbinger thereof liable for any damage done by such dogs in killing, wounding or worrying any domestic animal or animals; authorizing the killing of dogs found injuring or worrying livestock; defining what shall constitute a dog a public nuisance, and providing a procedure for having a dog so declared and authorizing the killing of such dog", respectfully report as follows: That House Bill No. 378 be amended by striking out after the word "livestock" in line 6 of the title, the words, "Defining what shall constitute a dog a public nuisance, and providing a procedure for having a dog so declared, and authorizing the killing of such dog". And further amend by striking out "Sections 2, 4, 5, 6, 7, and 8" and renumbering Section 3 to read "Section 2" and renumbering Section 9 to read "Section 3". And as amended, do pass.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 353, introduced by Hansor by request, A Bill for an Act entitled: "An Act to restrict the running of dogs at large; to protect livestock from depredations of dogs; to provide for the issuance of dog license tags by counties, and the disposition of funds received as fees therefor; making the violation of the provisions of this Act a misdemeanor and providing penalties therefor, and providing for the collection of damages by owners of livestock injured by dogs", respectfully report as follows: That House Bill No. 353 do not pass.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 400, introduced by Leavitt by request, A Bill for an Act entitled: "An Act to amend Section 206 of the Revised Codes of Montana of 1921, relating to the assessment of livestock and designating the county in which the said livestock shall be assessed and the taxes thereon paid, and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 400 do not pass.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Public Safety, having had under consideration House Bill No. 352, by Bechtel, Watson of Meagher Swope: A Bill for an Act entitled: "An Act relating to traffic regulations; providing for lights on all vehicles and for warning signals at the

extreme rear end of loads extending three feet or more beyond the rear of body of such vehicle; defining reckless driving; and providing penalties for the violation of the provisions of this Act", respectfully report as follows: That House Bill No. 352 do not pass, but that Substitute House Bill No. 352, by Committee on Public Safety, A Bill for an Act entitled: "An Act relating to traffic regulations; providing for lights or reflectors on all vehicles, machinery and mechanical contrivances upon public highways and for warning signals at the extreme rear end of loads extending three feet or more beyond the rear of body of such vehicles; and providing penalties for the violation of this Act", do pass.

BURRELL, Chairman.

On motion by Burrell, report adopted.

Mr. Speaker: We, your Committee on State Lands, having had under consideration House Bill No. 440, A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 108 of the Laws of the Twentieth Legislative Assembly of the State of Montana, relating to the limitation of the amount and extent of state land which may be leased for oil and gas purposes, and providing for drilling and operating agreements", respectfully report as follows: That House Bill No. 440 do pass.

ROSS, Chairman.

On motion by Ross, report adopted.

Mr. Speaker: We, your Committee on State Lands, having had under consideration House Bill No. 350, A Bill for an Act entitled: "An Act to amend Section No. 92 of Chapter 60 of the Laws of the Twentieth Legislative Assembly of the State of Montana relating to the Department of State Lands and the State Board of Land Commissioners and taxation of State lands under amortization certificates providing for the payment of purchasers of State land of all taxes levied thereon subsequent to their purchase thereof and for the cancellation of certificates of purchase in default of payment of such taxes and relating to the duties of the Board of Land Commissioners and County Treasurers in connection therewith and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 350 do not pass.

ROSS, Chairman.

On motion by Ross, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 60, introduced by Campbell, A Bill for an Act entitled: "An Act to amend Section 1071 of the Revised Codes of the State of Montana, relating to fire drills in public and private schools of the state", respectfully report as follows: That Senate Bill No. 60 be concurred in.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 306, introduced by R. R. Ueland, by request, A Bill for an Act entitled: "An Act to amend Section 1219 of the Revised Codes of Montana, 1921, as amended by Chapter 120 of the Session Laws of the 19th Legislative Session, and providing for the levy of school district taxes in excess of ten mills when authorized by a vote of the qualified electors of such district, relating to the qualifications of electors in school district elections held for the purpose of levying a tax in excess of ten mills within such district, specifying the purposes for which an additional levy may be made, providing for the submission of such additional levy for the purpose of raising money to build, alter, repair or enlarge schoolhouses in succeeding years, providing for the submission of an additional levy for a definite number of years for the purpose of raising money to build, alter, repair or enlarge any schoolhouse, and amending Section 1222 of the Revised Codes of Montana, 1921 providing for the form and method of marking ballots and the conduct of elections where the question of an additional levy is submitted to the electors of any

school district, and requiring the board of trustees of school districts to certify the amount of special levies to the board of county commissioners", respectfully report as follows: That House Bill No. 306 do not pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 320, introduced by Erickson and Hagestad, A Bill for an Act entitled: "An Act to amend Chapter 144 of the Session Laws of the Twentieth Legislative Assembly 1927, relating to the authority of county commissioners to invest moneys under the control of the county in county and school district warrants and prescribing the duties of the county commissioners, county clerk and county treasurer in connection therewith", respectfully report as follows: That House Bill No. 320 do not pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 369, introduced by Merriman, A Bill for an Act entitled: "An Act to authorize the discontinuance of county high schools; specifying procedure therefor and prescribing the method of disposing of the property of such high schools and of caring for their obligations in event of such abolishment and providing for the method of apportionment of high school funds to the school district in which a county high school was formerly located in the event of the abolishment of the county high school and establishment of a district high school therein, and repealing Chapter 125 of the Laws of the Eighteenth Legislative Assembly of the State of Montana of 1923", respectfully report as follows: That House Bill No. 369 do pass.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 310, A Bill for an Act entitled: "An Act to amend Section 3695 of the Revised Codes of Montana of 1921 as amended by Section 6 of Chapter 77 of the Session Laws of the Eighteenth Legislative Assembly 1923, and as further amended by Section 1 of Chapter 43 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to commercial fish lakes or ponds and regulations regarding same", respectfully report as follows: That House Bill No. 310 be amended as follows: 1. By striking out all of sub-sections 2 and 3 of sub-section "b", original bill and inserting in lieu thereof the following: "Such bodies of water as are created by the erection of dams upon the course of streams where such streams arise from springs or underground channels wholly upon such land as flow through the land owned or controlled by such person, and the bed of which is included in the taxable area of such land, and only such streams may be used for commercial fish lakes or ponds as have little or no value for the natural propagation of fish. However, not more than four such ponds may be established upon any one stream, they may not extend for a greater distance than $\frac{3}{4}$ mile from the source of the stream and the total area of such ponds upon any one stream shall not exceed 25 acres". 2. Also amend Section 1, line 16, original bill, by adding the word "Section" before the figures 3695. And that when so amended House Bill No. 310 do pass.

ARNOLD, Chairman.

On motion by Arnold, report adopted.

Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 374, by O'Connell, McDermott and Casey, A Bill for an Act entitled: "An Act to amend Chapter 149 of the Laws of 1927 relating to contracts for the construction of buildings or the alteration, repair and improvement of buildings and grounds on behalf of and for the benefit of the state,

advertising for bids and prohibiting the cost plus system or principal", respectfully report as follows: That House Bill No. 374, do not pass.

BROWN of Gallatin, Chairman.

On motion by Brown of Gallatin, report adopted.

Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds, having had under consideration House Bill No. 438, introduced by O'Connell, McDermott, Casey, Goodwin, Hamilton of Phillips and Morris, A Bill for an Act entitled: "An Act requiring the Board of State Prison Commissioners to erect cottages for the female prisoners, now, or later to be, committed to the Montana State Prison, providing for the completion of the first unit of same within one year and providing for allocation of funds for the same", respectfully report as follows: That House Bill No. 438, do pass.

BROWN of Gallatin, Chairman.

On motion by Brown of Gallatin, report adopted.

Mr. Speaker: We, your Committee on Dairying, having had under consideration House Bill No. 417, by Hanson et al, A Bill for an Act entitled: "An Act defining oleomargarine; providing for the licensing of dealers in oleomargarine; levying a tax upon sales of oleomargarine within the State of Montana; providing the method of collecting said license fee and tax and for the disposal of the proceeds thereof; providing penalties for the violation of this Act and repealing Sections 38, 40, and 41 of Chapter 93 of the Session Laws of the Twenty-first Legislative Assembly of Montana of 1929, and all other Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 417, do not pass.

DOUGHERTY, Chairman.

On motion by Dougherty, report adopted.

Mr. Speaker: We, your Committee on Dairying, having had under consideration House Bill No. 416, by Hanson et al, A Bill for an Act entitled: "An Act to amend Section 32 of Chapter 93 of the Laws of the Twenty-first Legislative Assembly of Montana of 1929, relating to the labeling of oleomargarine and other butter substitutes and to use of same by hotels or restaurants", respectfully report as follows: That House Bill No. 416, do not pass.

DOUGHERTY, Chairman.

On motion by Dougherty, report adopted.

Mr. Speaker: We, your Committee on Dairying, having had under consideration Senate Bill No. 27, by Jergensen, A Bill for an Act entitled: "An Act to amend Section 40 of Chapter 93 of the Laws of the Twenty-first Legislative Assembly having to do with the license fees for persons, firms or corporations selling, exchanging, or offering for sale, or having in possession with intent to sell oleomargarine, imitation or filled cheese, or any substitute for any dairy product made from milk or cream", respectfully report as follows: That Senate Bill No. 27, be amended by striking out in lines 22 and 23, page 1, Section 1, the words and figures "Five Hundred Dollars (\$500.00)", and inserting in lieu thereof the words and figures as follows: "Two Hundred Fifty Dollars (\$250.00)" and by striking out in line 24, Section 1, page 1, the words and figures "One Hundred Fifty Dollars (\$150.00)", and inserting in lieu thereof the following words and figures: "One Hundred Dollars (\$100.00)" and as so amended, we recommend S. B. No. 27 be concurred in.

DOUGHERTY, Chairman.

On motion by Dougherty, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 356, A Bill for an Act entitled: "An Act to appropriate money in favor of the town of Geraldine for special improvement assessments on state owned lots, subject to the approval of the State Board of Examiners", respectfully report as follows: That H. B. No. 356,

be amended as follows: By striking out in Section 1, page 1, lines 10 and 11, lines 16 and 17, and line 22 the words and figures "Three Thousand Four Hundred Twelve and 6/100 Dollars (\$3,412.06) and inserting in lieu thereof the words and figures "Two Thousand Nine Hundred Five and 26/100 Dollars (\$2,905.26)", and as amended, do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 423, A Bill for an Act entitled: "An Act to create a legislative reference bureau; and to provide for its functions, operations and maintenance; providing for a board of trustees of such bureau the appointment of necessary assistants from time to time, and providing an appropriation therefor, and to repeal Codes of Montana, 1921", respectfully report as follows: That H. B. No. 423, do not pass.

LOGAN, Chairman.

On motion by Logan, report be adopted, motion lost; report that bill do pass as substitute motion by Parker, carried.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 205, A Bill for an Act entitled: "An Act creating a Mississippi Valley Water Conservation Commission", respectfully report as follows: That H. B. No. 205, be amended by adding another section, said section to be numbered six (6), Section 6, to read as follows: "This Act shall be deemed and held valid notwithstanding the provisions of the Budget Act", and as so amended, do pass and be referred to General Orders without reprinting.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 360, A Bill for an Act entitled: "An Act providing for the appointment of a committee consisting of three members of the House of Representatives and three senators in the State of Montana to investigate the reasonableness and unreasonableness of telephone rates in the State of Montana, whether applying to local or long distance calls or rates and providing how each committee shall be selected; and providing for an investigation into the necessity for pay telephones in business houses and public places; and providing for an appropriation for said investigation deferring the rights of said committee and giving the committee authority to carry into effect its finding and giving said committee power and authority to enforce the same through the same proceedings as applied to orders of the railroad and public utility commissioners of the State of Montana, as provided for in the Revised Codes of Montana, 1921, and amendments", respectfully report as follows: That H. B. No. 360, do not pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Highways, having had under consideration H. B. No. 349, introduced by Casey, by request, A Bill for an Act entitled: "An Act relating to registration of motor vehicles; relating to the application for registration and the furnishing and production of County Treasurer's certificate and the City Treasurer's certificate of cities or towns, the Treasurer of which collects the city taxes, relating to taxes; defining the duties of the County Treasurer, the City Treasurer of cities or towns, the Treasurer of which collects the city taxes, and the Registrar of motor vehicles and providing a penalty for failure to make application for registration within a prescribed time, and repealing all of Chapter 171 of the Session Laws of the Twenty-first Legislative Assembly of Montana", respectfully report as follows: That H. B. No. 349, do not pass.

MOSS, Chairman.

On motion by Moss, report adopted.

Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 371, introduced by Ryder, A Bill for an Act entitled: "An Act defining industrial use of gasoline; exempting the same from all payment of gasoline taxes, defining industrial uses; making effective the provisions of this Act and repealing all Acts providing for refunds of taxes imposed for the use of gasoline for industrial purposes", respectfully report as follows: That House Bill No. 371, do not pass.

MOSS, Chairman.

On motion by Moss, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration House Bill No. 426, introduced by Stewart, A Bill for an Act entitled: "An Act to amend Sections 19, 20, 105, 134, and 135 of Chapter 89 of the Laws of the Twentieth Legislative Assembly of the State of Montana, being an Act revising and codifying the banking laws and providing for the incorporation and regulation of state banks and trust and investment companies; providing for the regulation of private banks, the maintenance of a state banking department, creating a fund to be known as the State Examiner's Fund and prescribing the qualifications and duties and compensation of the State Superintendent of Banks, and of the deputies and employees of the Banking Department, and prescribing a method for the liquidation of state banks, trust and investment companies, and repealing certain Sections of the Laws of Montana, together with Acts amendatory thereof, and providing penalties for the violation of this Act", respectfully report as follows: That House Bill No. 426 do pass.

MANNING, Chairman.

On motion by Manning, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration House Bill No. 183, introduced by Ryder, by request, A Bill for an Act entitled: "An Act to amend Sections 4026 and 4027 of the Revised Codes of Montana of 1921 as amended by Sections 1 and 2 of Chapter 179 of the Session Laws of 1929 and Section 4038 of the Revised Codes of Montana of 1921, defining investment companies and securities, providing for appeals to State Board of Examiners from decisions of the Investment Commissioner, and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 183 be amended by inserting in line 14, of Section 2, after the word "agreements" the following words: "diversified trustees shares, fixed investment trusts and selected shares corporations". And as amended, do pass.

MANNING, Chairman.

On motion by Manning, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration House Bill No. 370, introduced by Committee on Insurance, A Bill for an Act entitled: "An Act to amend Sections 4027 and 4028 of the Revised Codes of Montana of 1921, as amended by Chapter 179 of the Twenty-first Legislative Assembly 1929, and Sections 4032, 4033, 4237 and 4038 of the Revised Codes of Montana of 1921, and Section 4040 of the Revised Codes of Montana of 1921, as amended by Chapter 179 of the Twenty-first Legislative Assembly 1929, and Section 4043 of the Revised Codes of Montana of 1921, and Section 4050 of the Revised Codes of Montana of 1921, as amended by Chapter 179 of the Twenty-first Legislative Assembly 1929, and Sections 4051, 4052 and 4053 of the Revised Codes of Montana of 1921, defining investment companies and securities and prescribing regulations thereof; providing for the registration of agents of investment companies and granting permits to do business and prescribing fees to be paid by investment companies and stockholders and agents thereof, and prescribing the duties of the investment commissioner", respectfully report as follows: That House Bill No. 370 do not pass.

MANNING, Chairman.

On motion by Manning, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration House Bill No. 300, introduced by Merriman, A Bill for an Act entitled: "An Act to amend Section 1998 Revised Codes of Montana 1921, relating to the exemption of property from taxation", respectfully report as follows: That House Bill No. 300 do not pass.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration Senate Bill No. 33, introduced by Husband, A Bill for an Act entitled: "An Act to amend Section 1998 of the Revised Codes of Montana of 1921, relating to exemptions from taxation", respectfully report as follows: That Senate Bill No. 33 be concurred in.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 331, introduced by Leavitt, by request, A Bill for an Act entitled: "An Act providing for the establishment and maintenance of junior colleges in certain school districts of the State; providing a method for submission of and making county treasurers custodians of junior college funds; permitting such colleges to accept donations and bequests for certain purposes; amending Section 1308 of the Revised Codes of Montana of 1921; and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That House Bill No. 331 be amended in Section 4, line 21, change the word "five" to "six" and figures "\$5,000,000.00" to "\$6,000,000.00" and as so amended, be printed and placed on General Orders.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 409, introduced by Roll, A Bill for an Act entitled: "An Act amending Section 1190 of the Revised Codes of the State of Montana of 1931, as amended by Chapter 25 of the Laws of the Nineteenth Legislative Assembly of the State of Montana of 1925, relating to contracts for supplying textbooks, and Section 1191 of the Revised Codes of Montana of 1921 relating to the selection of textbooks; providing for the use of basal, co-basal and supplementary textbooks; providing for the appointment and duties of a supervisory board to the state textbook commission; limiting the selection of textbooks to the recommendations of such advisory board; and providing that the time for using such books may be extended one year with the approval of the State Superintendent", respectfully report as follows: That House Bill No. 409 be printed and placed on General Orders.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 71, 241, 304, 315, 343, 344, 359, 396, 401, 410, 411, 441.

NYQUIST, Chairman.

Report adopted.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 178, 173, 193, 213.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign House Bills Nos. 178, 173, 193 and 213 and thereupon signed the same.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the House of Representatives of the Twenty-second Legislative Assembly of the State of Montana in session assembled, the Honorable Senate joining, express its sincere regrets at the untimely passing of His Excellency Frank C. Emerson, the Governor of the State of Wyoming, and be it further resolved that the regrets of this assembly be communicated by the Speaker of the House of Representatives and the President of the Senate to the Senate and House of Representatives of the State of Wyoming, and through them notify the surviving members of the family of the deceased Governor.

Motion seconded and carried and so ordered.

Moved by Dellwo that Section 3 of Rule 35 be suspended in order to permit the introduction of two bills relating to apportionment and representation. Motion seconded and carried.

Moved by Meyer that House reconsider its action on H. B. No. 233. Motion lost by standing vote.

Moved by Meyer that House reconsider its action on H. B. No. 390. Substitute motion by Nelstead to table original motion by Meyer, seconded and carried.

Moved by Replogle that House reconsider its action on H. B. No. 116, and roll call requested. Motion carried by the following vote:

Ayes: Benjamin, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Kruse, Leavitt, Lewis, Lillis, Logan, McCormack, Merriman, Miller, Minnick, Moss, Nelstead, Nyquist, Parker, Pauly, Replogle, Rigg, Rolph, Ross, Ryder, Sample, Shannon, Stewart, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 62.

Noes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Burke, Casey, Cooney, Doran, Finlen, Goodwin, Grabow, Jarrett, Knight, Manning, Martin, Mason, McDermott, McFarland, Metlen, Meyer, Morris, Murphy, O'Connell, O'Day, Pappin, Porter, Roll, Salyerds, Sheffer, Southmayd, Spangler, Sullivan, Watson (Meagher). Total 34.

Passed vote: Woodcock. Total 1.

Absent and not voting: Quamme, Schilling, Swope, Tinsley. Total 4.

THIRD READING OF HOUSE BILLS

H. B. No. 247, introduced by Committee on Townships and Counties, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Goodwin, Grabow, Graff, Hamilton (Phillips), Henderson, Hanson, Hodgskiss, Jarrett, Knight, Kruse, Manning, Martin, Mason, McDermott, McFarland, Merriman, Meyer, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Replogle, Rigg, Rolph, Ross, Selyerds, Schilling, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland, Andrew, Vollmer, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 69.

Noes: Blewett, Burrell, Chapman, Cole, Erickson, Freed, Gordon, Green, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Leavitt, Lewis, Lillis, McCormack, Metlen, Miller, Nelstead, Quamme, Ryder, Sample, Shannon, Sheffer, Tinsley, Ueland, R. R., Waring. Total 27.

Absent and not voting: Logan, Moss, Roll, Swope, Waite. Total 5.

H. B. No. 116, introduced by McCormack, Dougherty, Parker, Burrell, Hamilton (Musselshell), Erickson, Haight and Hanson, A Bill for an Act

entitled: "An Act providing for the submission to the qualified electors of the State of Montana, of an amendment to Section 1 of Article 12 of the Constitution of the State of Montana, relating to revenue and taxation; providing for the levy and collection by the State of taxes upon incomes and the distribution of said taxes to the public schools and state government. Be it enacted by the Legislative Assembly of the State of Montana:

Section 1. There shall be submitted to the qualified electors of the State of Montana at the next general election to be held in this State, the following amendment to Section 1, of Article 12, of the Constitution of the State of Montana, relating to revenue and taxation.

Section 2. That Section 1 of Article 12 of the Constitution of the State of Montana be, and the same is hereby amended, to read as follows:

Section 1. The necessary revenue for the support and maintenance of the State, shall be provided by the Legislative Assembly, which shall levy a uniform rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, except that specially provided for in this Article. The Legislative Assembly may also impose a license tax, both upon persons and upon corporations doing business in the State. They may also levy and collect taxes upon incomes and distribute said taxes to the public schools, and to the State government.

Section 3. Separate official ballots shall be provided at the general election to be held in November, 1932, which shall have printed thereon all of Section 1, of Article 12, of the Constitution of the State of Montana, as above amended, and below the same shall be printed the words:

FOR the above amendment to the Constitution of the State of Montana.

AGAINST the above amendment to the Constitution of the State of Montana.

There shall be placed before each of said propositions, a square and the elector shall designate his preference by marking an "X" in the square before the proposition for which he desires to vote.

Section 4. The vote upon this proposed amendment shall be counted, returned and canvassed, and the result shall be determined and declared in the manner provided by the general election laws of the state.

Section 5. All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 6. This Act shall be in full force and effect from and after its passage and approval", having been read three several times at length, title and history agreed upon, failed to passed by the necessary two-thirds majority, by the following vote:

Ayes: Arnold (Stillwater), Benjamin, Brown (Gallatin), Buck, Budas, Burrell, Chapman, Coffee, Cole, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Hodgskiss, Kruse, Leavitt, Lewis, Lillis, McCormack, Merriman, Miller, Minnick, Moss, Nelstead, Nyquist, Parker, Pauly, Porter, Rigg, Rolph, Ross, Ryder, Sample, Shannon, Southmayd, Stewart, Swope, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 61.

Noes: Adair, Arnold (Rosebud), Bechtel, Blewett, Brown (Cascade), Burke, Casey, Cooney, Doran, Finlen, Goodwin, Grabow, Hamilton (Phillips), Jarrett, Knight, Manning, Martin, Mason, McDermott, McFarland, Meyer, Morris, Murphy, O'Connell, O'Day, Pappin, Roll, Salyerds, Schilling, Sheffer, Spangler, Sullivan, Tinsley, Vollmer, Watson (Meagher). Total 35.

Absent and not voting: Henderson, Logan, Metlen, Quamme, Replogle. Total 5.

H. B. No. 77, introduced by Meyer, Goodwin, Casey, Sullivan, O'Connell, Finlen, by request, Blewett, McDermott, Doran by request, having been read three several times, title and history agreed upon was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Hodgskiss, Jarrett, Knight, Kruse, Lillis, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: Ekegren, Haverfield. Total 2.

Absent and not voting: Freed, Green, Henderson, Leavitt, Lewis, Logan, Martin, Metlen, Pauly, Waite. Total 10.

H. B. No. 206, introduced by Minnick, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Benjamin, Blewett, Buck, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Ekegren, Erickson, Freed, Goodwin, Gordon, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Knight, Kruse, Lewis, Lillis, Mason, McDermott, McFarland, Meyer, Miller, Minnick, Morris, Murphy, Nyquist, O'Day, Pappin, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Ueland, Andrew; Ueland R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 66.

Noes: Adair, Arnold (Stillwater), Brown (Gallatin), Brown (Cascade), Budas, Burrell, Darlington, Dunn, Fairgrieve, Haight, Hodgskiss, Jarrett, Leavitt, Manning, McCormack, Merriman, Moss, Nelstead, Sample, Stewart, Tinsley, Mr. Speaker. Total 22.

Absent and not voting: Dougherty, Finlen, Grabow, Henderson, Logan, Martin, Metlen, O'Connell, Parker, Pauly, Ryder, Troy, Waite. Total 13.

H. B. No. 214, introduced by Committee on Irrigation and Water Rights, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Stillwater), Arnold (Rosebud), Bechtel, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Green, Haight, Hamilton (Musselshell), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, McDermott, McFarland, Merriman, Miller, Minnick, Moss, Morris, Murphy, Nelstead, O'Day, Pappin, Porter, Quamme, Replogle, Rigg, Roll, Ross, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 75.

Noes: Cooney, Goodwin, McCormack, Ueland, R. R., Woodcock. Total 5.

Absent and not voting: Benjamin, Blewett, Buck, Dougherty, Freed, Graff, Hagestad, Hamilton (Phillips), Henderson, Martin, Mason, Metlen, Meyer, Nyquist, O'Connell, Parker, Pauly, Rolph, Ryder, Sample, Waite. Total 21.

H. B. No. 161, introduced by Ryder, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke,

Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Manning, Mason, McCormack, McDermott, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Roll, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: Fairgrieve, Hamilton (Musselshell), McFarland. Total 3.

Absent and not voting: Burrell, Cooney, Henderson, Lillis, Logan, Martin, Metlen, Pauly, Rolph, Ryder, Troy, Waite. Total 12.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under rules of previous sitting. Motion seconded and carried.

Replogle of Fergus in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 158, 267, 361, 270, 326, 351, 357, 365, 368, 377, 382, 387, 392, 394, 398, 399, 405, 407, 412, 419 and 425, respectfully recommend:

That consideration of H. B. No. 326, H. B. No. 351, passed temporarily.

H. B. No. 357, do pass.

H. B. No. 365, consideration passed temporarily.

H. B. No. 368, do pass.

H. B. No. 377, do pass.

H. B. No. 382, consideration passed temporarily.

H. B. No. 387, consideration passed temporarily.

H. B. No. 392, amended as follows: Amend Section 1, line 17, printed bill, by striking out the word "log" and inserting in lieu thereof "board"; that H. B. No. 392, as amended, do pass.

H. B. No. 394, do pass.

H. B. No. 398, do pass.

H. B. No. 399, be amended as follows: Amend Section 4, by striking out in line 11, the figures "10500", and inserting in lieu thereof the figures "13000"; further amend Section 4, by striking out in line 10, after the word "exceeding" the figures "25200" and inserting in lieu thereof the figures "34000"; that H. B. No. 399, as amended, do pass.

H. B. No. 405, do pass.

H. B. No. 407, amended as follows: Amend Section 2 by striking out in line 16, printed bill, the word "sale" after the word "and" and inserting in lieu thereof the word "safe"; that H. B. No. 407, as amended, do pass.

H. B. No. 412, do pass.

H. B. No. 419, do pass.

H. B. No. 425, amended as follows: Amend Section 1, by striking out in line 9, the word "or"; that H. B. No. 425, as amended, do pass.

REPLOGLE, Chairman.

On motion by Replogle, report adopted.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 199, A Bill for an Act entitled: "An Act to amend Section 8813 of the Revised Codes of Montana of 1921, as amended by Chapter 91 of the Laws of the Twenty-first Legislative Assembly, 1923, relating to the number of judges in judicial districts, and when the same is to take effect", respectfully report as follows: That House Bill No. 199 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 266, A Bill for an Act entitled: "An Act to amend Section 4929, of the Revised Codes of Montana 1921, relating to salaries of justices of the peace, in certain townships—office hours—quarters", respectfully report as follows: That House Bill No. 266 be amended as follows: Amend the title by inserting in line 5 of the original bill, after the word "salaries" and before the word "of" the words "and qualifications". Amend Section 1 by inserting in line 28 after semi-colon following the word "laws" and before the word "justices" the following words: "no person shall be eligible to the office of justice of the peace of any township having a population exceeding fifteen thousand people unless he be a citizen of the United States, and shall have been admitted to practice law in the Supreme Court of the State of Montana, nor unless he shall have resided in the township at least one year next preceding his election." And when so amended the bill do pass, and be referred to General Orders without re-printing.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 404, A Bill for an Act entitled: "An Act relating to special improvement districts in cities and towns; amending Section 5249 of the Revised Codes of Montana of 1921 relating to bonds and warrants of such districts; and providing for payment under certain circumstances of shortages in special improvement district assessment funds", respectfully report as follows: That House Bill No. 404 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 333, introduced by Hagestad and Erickson, A Bill for an Act entitled: "An Act to amend Section 443 of the Revised Codes of the State of Montana, 1921, as amended by Chapter 124 of the Session Laws of the Eighteenth Legislative Assembly, 1923, and Chapter 48 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the allowance of traveling and other expenses of state, county, city and school district officers and employees", respectfully report as follows: That House Bill No. 333 be amended as follows: By striking out in line 17, the word "city" and by striking out in line 18, the words "or city", and by striking out in line 17, the word "hereafter" and substituting therefore the words "for a period of two years". And as amended, do pass.

PARKER, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 358, introduced by Schilling, Coffee, Willard and Watson of Missoula: A Bill for an Act entitled: "An Act to authorize and provide for the consolidation and merging of the corporate existence and government of any county of the state and all cities and towns therein into one municipal corporation and government;

defining the powers thereof and providing for a commission-mayor plan of government therefor", respectfully report as follows: That House Bill No. 358 do pass.

PARKER, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Joint Resolution No. 8, "Whereas, the consumers of the State of Montana are much concerned over the high price of gasoline and distillate, freight rates, etc., prevailing within the State," respectfully report as follows: That House Joint Resolution No. 8 be adopted.

DUNN, Chairman.

On motion by Dunn, report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 339, A Bill for an Act entitled: "An Act to amend Section 4246 of the Revised Codes of Montana of 1921 relating to the purchase and sale of commodities or merchandise in packages or containers; the purchase and sale of commodities or merchandise by weight or measure, false representations as to weights and measures and prescribing penalties", respectfully report as follows: That House Bill No. 339 be amended in Section 1, line 32, by striking the word "county" and inserting in lieu thereof the word "count". And, be further amended in Section 3, line 9, page 3, by striking the period after the word "vendee" and inserting the following words: "a variation from the state weight, measure or quantity for individual packages not to exceed three (3) per cent". And as so amended recommend that the bill do pass.

DUNN, Chairman.

On motion by Dunn, report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 383, A Bill for an Act entitled: "An Act for the purpose of raising revenue for the State of Montana to be known as the Chain License Act; providing who or what business must pay a license tax under the provisions of this Act", respectfully report as follows: That House Bill No. 383, recommend that bill do not pass.

DUNN, Chairman.

Moved by Dunn that report be adopted. Substitute motion by Meyer that report be not adopted and that bill do pass. Substitute motion seconded and carried.

Mr. Speaker: We, your Committee on Rules, Joint Rules and Order of Business, having had under consideration Motion to suspend Section 3 of Rule 35 to permit the introduction of two bills relating to apportionment and representation, recommend that the motion be adopted.

MOSS, Chairman.

Report adopted on motion by Moss.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill, on motion suspending Section 3, Rule 35, was this day introduced without previous notice, read first and second time and referred to Committee on Constitutional Amendments.

H. B. No. 448, by Moss: A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 3, Article 6 of the Constitution of Montana, and for the repeal of Sections 4, 5 and 6 of Article 6 of the Constitution of Montana, relating to apportionment and representation and providing for the creation of senatorial and representative districts".

On motion by Leavitt, seconded and carried, House recessed until 8:00 p.m.

HOUSE RESUMED

House resumed at 8:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 323, 329, 384, 428.

NYQUIST, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 246, introduced by Committee on Townships and Counties, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Gordon, Grabow, Graff, Hanson, Haverfield, Henderson, Kruse, Leavitt, Lewis, Lillis, Manning, Mason, McCormack, McDermott, Merriman, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, Pauly, Replogle, Rigg, Roll, Rolph, Ross, Southmayd, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Mr. Speaker. Total 64.

Noes: Freed, Green, Hagestad, Hamilton (Muselshell), Porter, Ryder, Sheffer, Ueland, R. R., Waring. Total 9.

Absent and not voting: Benjamin, Casey, Cooney, Finlen, Goodwin, Haight, Hamilton (Phillips), Hodgskiss, Jarrett, Knight, Logan, Martin, McFarland, Metlen, Minnick, Moss, O'Connell, O'Day, Pappin, Parker, Quamme, Salyerds, Sample, Schilling, Shannon, Spangler, Tinsley, Vollmer. Total 28.

H. B. No. 251, introduced by Troy, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Graff, Green, Hagestad, Haight, Hamilton (Muselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Kruse, Leavitt, Lewis, Lillis, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Southmayd, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Mr. Speaker. Total 81.

Noes: Grabow. Total 1.

Absent and not voting: Benjamin, Chapman, Finlen, Goodwin, Hodgskiss, Jarrett, Knight, Logan, Martin, Metlen, Minnick, Moss, O'Day, Parker, Ryder, Schilling, Shannon, Spangler, Tinsley. Total 19.

H. B. No. 259, introduced by Replogle, Manning, Merriman, Meyer, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Gordon, Grabow, Graff, Green, Haight, Hamilton (Phillips), Hanson, Haverfield, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McDermott, McFarland, Merriman, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, O'Connell, Pauly, Porter, Re-

plogle, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Sheffer, Southmayd, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Adair, Erickson, Hagestad, Hamilton (Musselshell), Henderson, Lewis, McCormack, Quamme, Ueland, R. R., Willard. Total 10.

Absent and not voting: Benjamin, Finlen, Freed, Goodwin, Hodgskiss, Jarrett, Knight, Martin, Metlen, Minnick, Moss, O'Day, Pappin, Parker, Ross, Schilling, Shannon, Spangler, Tinsley. Total 19.

H. B. No. 260, introduced by Freed, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Southmayd, Sullivan, Swope, Troy, Ueland, Andrew; Waite, Waring, Watson (Meagher), Willard, Wilson, Mr. Speaker. Total 78.

Noes: Benjamin, Cranston, Haight, Lewis, Stewart, Vollmer, Watson (Missoula), Ueland, R. R., Woodcock. Total 9.

Absent and not voting: Finlen, Goodwin, Hodgskiss, Knight, Martin, Metlen, Minnick, Moss, O'Day, Parker, Schilling, Shannon, Spangler, Tinsley. Total 14.

H. B. No. 281, introduced by Roll, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Southmayd, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: Cole, Cranston, Green. Total 3.

Absent and not voting: Finlen, Goodwin, Hodgskiss, Knight, Minnick, Moss, O'Day, Parker, Schilling, Shannon, Spangler, Tinsley. Total 12.

H. B. No. 295, introduced by Moss, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Freed, Gordon, Grabow, Graff, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Quamme, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Southmayd, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland,

R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Hagestad, Porter, Replogle, Rolph. Total 4.

Absent and not voting: Benjamin, Cole, Fairgrieve, Finlen, Goodwin, Hodgskiss, Knight, Martin, Minnick, Moss, O'Day, Schilling, Shannon, Spangler, Tinsley. Total 15.

H. B. No. 297, introduced by Nelstead, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: Southmayd. Total 1.

Absent and not voting: Coffee, Fairgrieve, Freed, Goodwin, Hodgskiss, Knight, Martin, Minnick, O'Day, Parker, Schilling, Shannon, Spangler, Tinsley. Total 14.

Sub. H. B. No. 313, introduced by Committee on Townships and Counties, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Pauly, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Southmayd, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 78.

Noes: Hagestad, Lewis, McFarland, Porter, Quamme, Sample, Sheffer, Ueland, R. R., Waring, Wilson. Total 10.

Absent and not voting: Finlen, Goodwin, Hodgskiss, Knight, Martin, McDermott, Minnick, O'Day, Parker, Schilling, Shannon, Spangler, Tinsley. Total 13.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under rules of previous sitting with the additional rule that bills be read by section number only unless otherwise requested by a member. Motion seconded and carried.

Arnold of Rosebud in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 158, 267, 361, 270, 326, 351, 365, 382, 387, respectfully recommend:

That H. B. No. 158, amended as follows: Amend Section 1 by striking out in line 10 the word "four" and inserting in lieu thereof the word "six";

further amend Section 1 by striking out in line 12 the words, "Such terms shall expire at different times," and inserting the words "no two of such terms shall expire in the same calendar year."

That H. B. No. 158, as amended, do pass.

H. B. No. 267, enacting clause stricken.

H. B. No. 361, amended as follows: Amend Section 1 by inserting after the word "sold" in line 8 of the printed bill the following "Provided that such vehicle shall not be confiscated, or subject to forfeiture, if the same be a stolen vehicle at the time it is used for such unlawful transportation and the owner thereof is not in collusion with the party or parties guilty of the theft"; that H. B. No. 361, as amended, do pass.

Consideration of H. B. No. 270, passed for the day.

H. B. No. 326, amended as follows: Amend by striking out in line 7 of the Title the word "two" and letter "s" in word "years" and inserting in lieu thereof the word "one"; amend Section 1 by inserting in line 26 after the word "whenever" the words "and so often as"; further amend Section 1 by inserting in line 37 after the word "fund", the following "the provisions hereof shall be applicable to all special improvement districts created within one year preceding the passage and approval of this Act"; amend H. B. No. 326, by striking out all of Section 3 and renumbering Sections 4, 5, and 6; that H. B. No. 326, as amended, do pass.

H. B. No. 351, do pass.

H. B. No. 365, amended as follows: By inserting in the title after the word "Departments" the following words: "and repealing all Acts and parts of Acts, specifically parts of Sections 1789 and 3783 of the Revised Codes of Montana of 1921 and Section 5 of Chapter 3, Session Laws of the 18th Legislative Assembly, 1923, in conflict herewith"; That H. B. No. 365, as amended, do pass.

Consideration of H. B. No. 382, passed for the day.

H. B. No. 387, amended as follows: Amend title by striking out the words and figures 15000 and inserting in lieu thereof the figures 11000; amend Section 1 by striking out in line 5 the words and figures 10,000 and inserting in lieu thereof the words and figures 11,000; that H. B. No. 387, as amended, do pass.

ARNOLD (Rosebud), Chairman.

Moved by Arnold that report be adopted.

Moved by Replogle that H. B. No. 267 be segregated from the report of Committee of the Whole. Motion seconded and carried.

Report of Committee of the Whole adopted on motion by Arnold.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 303, A Bill for an Act entitled: "An Act to amend Section 4058 Revised Codes of Montana, 1921, defining the term real estate broker," respectfully report as follows: That House Bill No. 303 do not pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 261, A Bill for an Act entitled: "An Act relating to the issuing of bonds by incorporated cities and towns; providing the procedure and the duties of city and town officers in connection therewith and repealing Sections 5278, 5279, 5280, 5281, 5282, 5283, 5284, 5285, 5286, 5287 and 5288 Revised Codes of Montana, 1921, Chapter 61, Session Laws of Montana of 1927, and all other Acts and parts of Acts in conflict herewith," respectfully report as follows: That House Bill No. 261 be

amended as follows: Amend Section 4, on page 2 of the original bill, by striking out of line 25 the word and figure "five (5)" and inserting in lieu thereof the word and figure "ten (10)"; also by striking out of line 26 thereof the word and figure "five (5)" and inserting in lieu thereof the word and figure "ten (10)". Amend Section 12, page 7, by striking out of line 29 the word and figure "five (5)" and inserting in lieu thereof the word and figure "ten (10)". Amend Section 13, page 8, by striking out of line 31 the word and figure "five (5)" and inserting in lieu thereof the word and figure "ten (10)". Amend Section 30, page 16, by striking out the period following the word "effect" in line 25, and inserting in lieu thereof a comma and adding the following: "providing, however, that this Act shall not in any manner be held to apply to bonds or warrants heretofore issued under the laws of Montana providing for special improvement district bonds of cities and towns in the State of Montana, and particularly under the provisions of Chapter 56 of Part IV of the Political Code of the Revised Codes of Montana of 1921." And when so amended, the bill do pass and be referred to General Orders without re-printing.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, the undersigned majority members of your Committee on Ways and Means, having had under consideration House Bill No. 314, a Bill for an Act entitled: "An Act providing for the registration and licensing of contractors, and defining the term contractor; providing for the creation of a Contractors' License Board and Registrar and the compensation of its members and expense of administration thereof, and providing the method of obtaining license to engage in the business of contracting; fixing the fee for such license and providing a method of suspension, cancellation and renewal of such license; providing for a surety bond for such licenses and prescribing penalties for violation of this Act and providing for the review on appeal from the act of said Contractors' Licensing Board; and providing for the repeal of all Acts in conflict herewith," respectfully report as follows: That House Bill No. 314 do pass.

DUNN, Chairman.

EKEGREN,

ROLL,

CHAPMAN,

BURKE,

HANSON,

SCHILLING.

Mr. Speaker: We, the undersigned minority members of your Committee on Ways and Means, having had under consideration House Bill No. 314, respectfully report as follows: That House Bill No. 314 do not pass.

FREED,

HAIGHT,

LILLIS,

R. R. UELAND,

LEWIS.

Moved by Dunn that majority report be adopted. Moved by Freed as substitute motion that minority report be adopted. Substitute motion lost and majority report adopted on motion by Dunn.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 408, a Bill for an Act entitled: "An Act to repeal Sections 624, 631, 634, 635, 636, 637, 638, 646, 647, 650, 653, 654, 655, 657, 656, 658, 659, 660, 661, 664, 665, 666, 667, 668, 669 and 670 of the Revised Codes of Montana of 1921; and to repeal Section 632 of the Revised Codes of Montana 1921; as amended by Chapter 3 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Section 639 of the Revised Codes of Montana of 1921; as amended by Chapter 7 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Section 640 of the Revised Codes of Montana 1921;

as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923, and as further amended by Chapter 125 of the Session Laws of the Twentieth Legislative Assembly of 1927; and to repeal Sections 641, 644, and 645 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923; and to repeal Sections 648 and 649 of the Revised Codes of Montana of 1921, as amended by Chapter 12 of the Session Laws of the Nineteenth Legislative Assembly of 1925; and to repeal Section 651 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923, and as further amended by Chapter 14 of the Session Laws of the Twentieth Legislative Assembly of 1927, and as further amended by Chapter 67 of the Session Laws of the Twenty-first Legislative Assembly of 1929; and to repeal Section 642 of the Revised Codes of Montana of 1921, as amended by Chapter 133 of the Session Laws of the Eighteenth Legislative Assembly of 1923; and to repeal Section 662 of the Revised Codes of Montana of 1921, as amended by Chapter 98 of the Session Laws of the Twentieth Legislative Assembly of 1927, and as further amended by Chapter 34 of the Session Laws of the Twenty-first Legislative Assembly of 1929; all relating to primary elections, and to repeal all Acts and parts of Acts in conflict herewith; and to provide for the nomination of party candidates for municipal, county and district officers by direct vote and to provide for the nomination of party candidates for state and congressional offices by party convention; for the election of county central committeemen by direct vote and for the election of a state central committee by a county convention; for the holding of meetings and conventions by the state central committee and for the nomination of party candidates for state and congressional offices by party conventions, specifying the qualifications of voters and providing for the holding of primary elections and providing for office supplies, canvassing of votes and the return and canvass of the ballot at such election by the Board of County Commissioners; canvassing of votes for nomination for the office of district judge; providing for the determination of the nomination in case of a tie vote, providing the county shall furnish election supplies; providing for nomination by petition; the certifying of nominees of state conventions; filing of nomination papers in offices of Secretary of State and County Clerk; and certifying by the Secretary of State as to the rights of candidates for district judge; fees for filing nomination; preparation of ballots by County Clerk; form of primary ballots; nomination by petition; preservation of certificates of nomination; certification of nomination by Secretary of State; preparation of names of nominees by County Clerk; filling of vacancies in nominations; providing for the personal expense of candidates; filing of itemized accounts of expense of candidates; defining perjury and providing penalties therefor and for the signing of the name of another person on a nomination paper or certificate," respectfully report as follows: That House Bill No. 408 do not pass.

A. UELAND, Chairman.

On motion by A. Ueland, report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 318, introduced by Pappin, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson

(Meagher), Vollmer, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Cooney, Darlinton, Finlen, Goodwin, Hodgskiss, Knight, Martin, McFarland, Minnick, O'Connell, O'Day, Shannon, Spangler. Total 13.

H. B. No. 321, introduced by Meyer, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: Waring. Total 1.

Absent and not voting: Cooney, Finlen, Goodwin, Hodgskiss, Knight, Martin, McFarland, Minnick, Murphy, O'Connell, O'Day, Ryder, Shannon. Total 14.

H. B. No. 322, introduced by Stewart, Darlinton and Bechtel, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Cooney, Fairgrieve, Finlen, Goodwin, Hodgskiss, Jarrett, Knight, Martin, McFarland, Minnick, Murphy, O'Connell, O'Day, Ryder, Shannon, Spangler. Total 16.

H. B. No. 324, introduced by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Henderson, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Metlen, Meyer, Miller, Morris, Moss, Nelstead, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Southmayd, Stewart, Sullivan, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Hanson, Haverfield, Kruse, Merriman, Nyquist, Porter, Ryder, Sheffer, Swope. Total 9.

Absent and not voting: Cooney, Fairgrieve, Finlen, Goodwin, Hodgskiss, Knight, Martin, McFarland, Minnick, Murphy, O'Connell, O'Day, Shannon, Spangler. Total 14.

H. B. No. 327, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Freed, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Nelstead, Nyquist, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Haight, Porter. Total 2.

Absent and not voting: Cooney, Fairgrieve, Finlen, Goodwin, Hodgskiss, Knight, Martin, McCormack, McFarland, Minnick, Murphy, O'Connell, O'Day, Shannon, Spangler, Vollmer. Total 16.

H. B. No. 330, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Burrell. Total 1.

Absent and not voting: Cooney, Fairgrieve, Finlen, Goodwin, Hodgskiss, Knight, Martin, McFarland, Minnick, Murphy, O'Connell, O'Day, Shannon, Spangler, Watson (Missoula). Total 15.

H. B. No. 335, introduced by Stewart, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Brown (Cascade), Buck, Coffee, Cooney, Finlen, Goodwin, Hodgskiss, Knight, Martin, McFarland, Minnick, Murphy, O'Connell, O'Day, Shannon, Spangler, Waring. Total 17.

H. J. R. No. 5, introduced by Salyerds, Ryder, Hamilton (Phillips), having been read three several times, title and history agreed upon, was adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Nyquist, Pappin, Parker, Pauly, Porter, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Freed. Total 1.

Absent and not voting: Benjamin, Brown (Cascade), Cooney, Finlen, Goodwin, Hodgskiss, Knight, Martin, McFarland, Minnick, Murphy, Nelstead, O'Connell, O'Day, Quamme, Shannon, Spangler, Waite. Total 18.

H. J. M. No. 9, introduced by Henderson, Fairgrieve, Blewett, Murphy, Schilling, Dougherty, Meyer, Southmayd, and Mason, having been read three several times, was adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Nyquist, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Brown (Cascade), Cooney, Dellwo, Finlen, Goodwin, Hodgskiss, Knight, Martin, McCormack, McFarland, Minnick, Murphy, Nelstead, O'Connell, O'Day, Porter, Ryder, Shannon, Spangler, Waite. Total 20.

H. J. M. No. 10, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Brown (Cascade), Cooney, Dellwo, Finlen, Freed, Goodwin, Hodgskiss, Knight, Martin, McFarland, Minnick, Murphy, Nelstead, O'Connell, O'Day, Ryder, Sample, Shannon, Spangler, Waite. Total 20.

Moved by Leavitt that the House adjourn until Friday, February 20, 1931, at 10:00 a.m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-SEVENTH DAY

House of Representatives,
Helena, Montana, February 20, 1931.

House convened at 10:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present; Knight, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 46th legislative day find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration House Bill No. 418, A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 109 of the Session Laws of the Twentieth Legislative Assembly, 1927, relating to the regulation and licensing of manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil or grease, road oil, fuel oil, and oil and grease for boilers, and providing a license for the right to engage in said business within the State of Montana, and fixing fees therefor", respectfully report as follows: That House Bill No. 418 do not pass.

QUAMME, Chairman.

On motion by Quamme, report adopted.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration House Bill No. 439, A Bill for an Act entitled: "An Act to amend Section 8 of Chapter 109 of the Laws of the Twentieth Legislative Assembly of the State of Montana of 1927, relating to the regulating and licensing of gasoline manufacturers and dealers; providing public service commission may make inspections and tests and providing regulations therefor", respectfully report as follows: That House Bill No. 439 do not pass.

QUAMME, Chairman.

On motion by Quamme, report adopted.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration H. B. No. 422, A Bill for an Act entitled: "An Act to regulate and license manufacturers, dealers, distributors, purveyors and sellers of gasoline, kerosene, distillate, lubricating oil and grease, road oil, fuel oil and oil and greases for boilers; providing a license for the right to engage in said business within the State of Montana and fixing fees therefor; requiring all such commodities to meet tests in this

Act prescribed and provided; requiring a bond from dealers in and refiners of gasoline; providing for the posting of notices of the grade and character of the commodity sold; providing for the inspection of such commodities when dangerous to life and originating in points outside the State of Montana and shipped therein; establishing a laboratory; permitting manufacturers, dealers and distributors the right to adopt and register a trade name and forbidding infringement thereof; recognizing and clothing the Board of Equalization of the State of Montana with power to compel dealers in said commodities to meet representations and advertisements with respect thereto and to prescribe suitable and accurate meters and measuring devices for the sale thereof; fixing penalties for the enforcement of this Act; investing the Board of Equalization of the State of Montana with the enforcement and administration thereof; providing an appropriation therefor, and repealing Chapter 109, Session Laws of the Twentieth Legislative Assembly, 1927, Acts amendatory thereto and all Acts and parts of Acts in conflict herewith", respectfully report as follows:

That title of H. B. No. 422, be amended as follows: In line 9, strike out the words "Board of Equalization" and insert in lieu thereof the words "Public Service Commission"; in line 11½ and 12, strike out the words, "Board of Equalization" and insert in lieu thereof the words, "Public Service Commission";

Amend in Section 1, Sub-section (a) in line 24 of the original bill, strike out the words "Board of Equalization" and substitute in lieu thereof the words "Public Service Commission", and amend Section 2, sub-section (a), in line 7, strike out the word "one" and figures "\$1.00" and insert in lieu the word "two" and figures "\$2.00", and in line 8, strike out the word "one" and figures "\$1.00" and insert in lieu the word "two" and figures "\$2.00"; in line 12 strike out the word "one" and figures "\$1.00" and insert in lieu thereof the word "three" and figures "\$3.00", and in Section 3, line 15, strike out the words "hereby created" and in Section 4, line 22, strike out the words "Board of Equalization" and insert in lieu thereof the words "Public Service Commission"; amend Section 5, sub-section (a), in line 5, strike out the word "stored"; amend Section 6, line 21, strike out the words "Federal Specification Board" and insert in lieu thereof the words "Bureau of Mines of the Department of the Interior"; at the end of Section 6, in line 31, following the "period" insert the words "Provided however that no standard of quality shall be established to prohibit sale of gasoline containing not to exceed two-tenth of one per cent sulphur content"; amend Section 8, sub-section (a), line 5, strike out words "Board of Equalization" and insert in lieu thereof "Public Service Commission"; sub-section (b), lines 20 and 21, strike out the words "Board of Equalization" and insert in lieu thereof "Public Service Commission"; amend Section 9, line 7, strike out the word "twentieth" and insert in lieu thereof "sixtieth"; amend Section 11, line 16, strike out the words "the same fees and mileage" and insert in lieu thereof the words "necessary and legal expenses"; in the same Section, line 16, after the word "cases" insert a period and strike out the remainder of the Section; amend Section 12 (a), line 22, strike out the words "Board of Equalization" and insert in lieu thereof the words "Public Service Commission"; in sub-section (b) of same section, line 1 of page 6 of the bill, strike out the words "Board of Equalization" and insert in lieu thereof the words "Public Service Commission" and in line 5 of same section strike out the words "Board of Equalization" and insert in lieu thereof the words "said Board"; Section 13, line 19, strike out the words "Board of Equalization" and insert in lieu thereof the words "Public Service Commission"; amend Section 4, line 25, strike out the words "Board of Equalization" and insert in lieu thereof the words "Public Service Commission"; amend Section 17, sub-section (a), lines 19 and 20, strike out words "Board of Equalization" and insert in lieu thereof "Public Service Commission"; strike out all of sub-section (b) of Section 17, lines 25 to 29 inclusive and re-designate sub-section (c) as sub-section (b) and re-designate sub-section (d) as sub-section (c) and in the same section line 7, page 8, strike out words "Board of Equalization" and insert in lieu thereof "Public Service Com-

mission"; strike out all of Section 21 and Section 22, page 9 of the bill and renumber Section 23 to read Section 21 and Section 24 to read Section 22. That the Bill as so amended, do pass.

QUAMME, Chairman.

On motion by Quamme, report adopted.

Mr. Speaker: We, the undersigned majority members of your Committee on Judiciary, having had under consideration Substitute House Bill No. 182, A Bill for an Act entitled: "An Act to amend Section 4047 of the Revised Codes of Montana, 1921, relating to investment companies and the sale or distribution of stocks, bonds, etc., and providing withdrawal conditions and values of stocks, bonds, debentures, etc., which have a withdrawal privilege before maturity", respectfully report as follows: That H. B. No. 182, do not pass.

MANNING
MERRIMAN
SAMPLE
ADAIR
FINLEN
MEYER
REPLOGLE

Mr. Speaker: We, a minority of your Committee on Judiciary, having had under consideration S. H. B. No. 182, respectfully report as follows: That Sub. H. B. No. 182, do pass.

RIGG
STEWART
NYQUIST

Moved by Meyer that the majority report be adopted.

Moved by Stewart that the minority report be adopted, as a substitute motion.

Substitute motion seconded and carried.

Mr. Speaker: We, your Committee on Constitutional Amendments, having had under consideration H. B. No. 3, A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 23 of Article 3, of the Constitution of the State of Montana relating to jury trials, and providing that in felony cases, except where the death penalty may be imposed, five-sixths in number of the jury may render a verdict, and providing that a jury trial may be waived, by consent of both parties, in felony cases", respectfully report as follows: That H. B. No. 3, do not pass.

McCORMACK, Chairman.

On motion by McCormack, report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments, having had under consideration H. B. No. 70, A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 2, of Article IX of the Constitution of Montana relating to the rights of suffrage", respectfully report as follows: That H. B. No. 70, do not pass.

McCORMACK, Chairman.

On motion by McCormack, report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments, having had under consideration House Bill No. 448, A Bill for an Act entitled: "An Act providing for the submission to the qualified electors of the State of Montana of an amendment to Section 3, Article 6 of the Constitution of Montana, and for the repeal of Sections 4, 5 and 6 of Article 6 of the Constitution of Montana, relating to apportionment and representation and providing for the creation of senatorial and representative districts, respectfully report as follows: That House Bill No. 448 be printed and placed on General Orders without recommendation.

McCORMACK, Chairman.

On motion by McCormack, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 431, A Bill for an Act entitled: "An Act to amend Section 7726 Revised Codes of Montana of 1921 relating to interest and the amount that parties may agree to and what charges are prohibited and providing a penalty therefor", respectfully report as follows: That House Bill No. 431 do not pass.

RIGG, Chairman.

Moved by Rigg that report be adopted. Substitute motion by Meyer that report be not adopted lost and report adopted on motion by Rigg.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 433, A Bill for an Act entitled: "An Act to amend Section 7727 of the Revised Codes of Montana of 1921 relating to the penalty for usury, action to recover excessive interest", respectfully report as follows: That H. B. No. 433, do not pass.

RIGG, Chairman.

Moved by Rigg that the report be adopted.

Substitute motion by Meyer that report be not adopted.

Motion by Nelstead that the substitute motion be tabled, seconded and carried.

Report adopted on motion by Rigg.

Mr. Speaker: We, a majority of your Committee on Public Morals, Charities and Reforms, having had under consideration House Joint Memorial No. 8, "A Resolution memorializing Congress for the passage of legislation permitting the control of the manufacture and sale of liquor by the government and states in accordance with the methods now used by the Canadian Government, and repealing the Eighteenth Amendment to the Constitution of the United States", respectfully report as follows: That House Joint Memorial No. 8 do not pass.

WILLARD, Chairman
BROWN of Gallatin
CURRAN
NYQUIST
COLE
FREED
BUDAS
EKEGREN
KRUSE
McDERMOTT

Mr. Speaker: We, the undersigned minority members of your Committee on Public Morals, Charities and Reforms, having had under consideration House Joint Memorial No. 8, respectfully report as follows: That House Joint Memorial No. 8 do pass.

REPLOGLE
CASEY
MARTIN
MERRIMAN

Moved by Willard that majority report be adopted.

Moved by Replogle that minority report be adopted.

Call of House and roll call ordered.

On motion by Leavitt, seconded and carried, call of House dispensed with.

On roll call report by minority of committee lost by the following vote:

Ayes: Adair, Arnold (Rosebud), Brown (Cascade), Burke, Casey, Chapman, Coffee, Cooney, Doran, Finlen, Goodwin, Grabow, Graff, Hamilton (Musselshell), Hamilton (Phillips), Martin, Mason, McFarland, Merriman, Meyer, Morris, Murphy, O'Connell, O'Day, Replogle, Roll, Shannon, Southmayd, Spangler, Sullivan, Tinsley, Troy, Vollmer, Watson (Meagher), Woodcock. Total 35.

Noes: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burrell, Cole, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Green, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, McCormack, McDermott, Miller, Minnick, Moss, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Stewart, Swope, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 64.

Absent and not voting: Knight. Total 1.

Passed vote: Metlen, Total 1.

Report by majority of committee adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate as of date February 19, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and concurred in, title agreed to, and are herewith transmitted to the House for concurrence: S. B. No. 45; S. B. No. 59; S. B. No. 82; S. B. No. 96; S. B. No. 99; S. J. M. No. 6.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by adverse Committee reports, reports adopted, and bills are herewith returned to the House: H. B. No. 152; H. B. No. 155; H. B. No. 224.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second time, and referred to Committees:

- H. B. No. 169: Committee on Finance & Claims.
- H. B. No. 231: Committee on State Boards and Officers.
- H. B. No. 232: Committee on Judiciary.
- H. B. No. 239: Committee on Judiciary.
- H. B. No. 203: Committee on Judiciary.
- H. B. No. 242: Committee on Judiciary.
- H. B. No. 248: Committee on Judiciary.
- H. B. No. 258: Committee on Judiciary.
- H. B. No. 271: Committee on Fish & Game.
- H. B. No. 282: Committee on Education.
- H. B. No. 284: Committee on Insurance.
- H. B. No. 288: Committee on Judiciary.
- H. B. No. 294: Committee on Elections and Privileges.
- H. B. No. 296: Committee on Taxation.
- H. B. No. 298: Committee on Finance & Claims.
- H. B. No. 309: Committee on State Boards & Officers.
- H. B. No. 355: Committee on Judiciary.
- H. J. R. No. 6: Committee on Military Affairs.
- H. J. M. No. 6: Committee on Federal Relations.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole, this day, having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of S. B. No. 14 be passed for the day.

That consideration of S. B. No. 94 be passed for the day.

That S. B. No. 85 do pass.

That S. B. No. 98 be amended in Section 1 by striking out in line 2 the word "of", and inserting in lieu thereof the word, "within"; also amend in Section 2 by adding at the end of line 11 of the printed bill the words: "to be credited to the Foresters' Co-operative Fund"; also amend in Section 6 by adding after the words and figures, "Five Hundred Dollars (\$500.00)" in line 3, the words: "which fines are to be credited to the General School Funds of the State". And as so amended, recommend same do pass.

That H. B. No. 215 be concurred in.

That Sub. H. B. No. 64 be amended in Section 1 by striking out in line 6 the comma after the word, "writing", where the said word first appears in that line and inserting a semi-colon in lieu thereof; also striking out the word, "or", in the same line. And as so amended, recommend same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 96 be amended in Section 3 by striking out in line 3, printed bill, all of line 3, and inserting in lieu thereof the words, "such cards to designate grade of apples as specified in Section 1", or "orchard run". And as so amended, recommend same be concurred in.

That Sub. H. B. No. 102 be concurred in.

That Sub. H. B. No. 103 be concurred in.

That H. B. No. 237 be concurred in.

That H. B. 273 be concurred in.

That H. B. No. 274 be concurred in.

That H. B. No. 224 be not concurred in.

That H. B. No. 235 be concurred in.

That H. J. R. No. 4 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Judiciary: That S. B. No. 31 be amended in Section 18, page 11, original bill, by adding at the end of said section the following words: "And provided further that the provisions of this Act shall not apply to County Clerks and Recorders or persons employed by counties in the preparation of abstracts of title". Also amend Section 19, page 11, original bill, by striking out all of said section after the word, "particularly", in line 21 of said section to and including the figure, "4146", in line 23 of said section, and inserting in lieu thereof the following: "Section

4143 as amended by Chapter 60 of the Laws of the Nineteenth Legislative Assembly of the State of Montana, and Sections 4139, 4140, 4144, 4145 and 4146". And as so amended, recommend the bill do pass.

Committee on Judiciary: That S. B. No. 83 do not pass.

Committee on Fish & Game: That S. B. No. 91 do not pass, but that Substitute S. B. No. 91 do pass.

Committee on State Boards & Officers: That S. B. No. 100 do not pass.

Committee on Counties & Towns: That S. B. No. 103 do not pass.

Committee on Judiciary: That S. B. No. 107 do pass.

Committee on Elections and Privileges: That S. B. No. 113 be returned without recommendation.

Committee on Agriculture: That S. B. No. 120 do not pass.

Committee on Taxation: That S. B. No. 121 be returned without recommendation.

Committee on Fish & Game: That S. B. No. 122 do not pass.

Committee on Taxation: That S. B. No. 128 do not pass.

Committee on State Boards & Officers: That S. J. R. No. 5 do pass.

Committee on Fish & Game: That H. B. No. 50 be amended in line 23, page 2, original bill, which appears on line 34, page 2, printed bill, by adding after the word, "Deer Lodge", the word, "Daniels". Amend in line 9, page 4, original bill, which appears in line 71, page 3, printed bill, by striking out the word "Commission", after the word "Game", and inserting in lieu thereof the word, "Warden". Amend in line 16, page 4, original bill, which appears on line 76, page 3, printed bill, by striking out the word, "Commission" after the word, "such", and inserting in lieu thereof the word, "Warden". Amend in line 22, page 4, original bill, which appears in line 81, page 3, printed bill, by striking out the word, "Commission", after the word, "game", and inserting in lieu thereof the word, "Warden". Amend in line 2, page 5, original bill, which appears in line 90, page 3, printed bill, by striking out the word, "Commission", after the word, "game", and inserting in lieu thereof the word, "Warden". Amend in line 6, page 5, original bill, which appears in line 93, page 3, printed bill, by striking out the balance of the paragraph after the word, "therefor". Amend in line 13, page 6, original bill, which appears in line 13, page 4, printed bill, by adding after the word, "year", the words: "and be it further provided that in the Counties of Sanders, Mineral, Missoula, Flathead, Lincoln, and Lake the open season for deer shall begin with the twenty-fifth (25th) day of October and end with the twenty-fifth (25th) day of November, both dates inclusive of each year". Amend in line 21, page 6, original bill, which appears in line 19, page 4, printed bill, by adding after the word, "Yellowstone", the words, "Daniels, Sheridan", and as so amended recommend same be concurred in.

Committee on State Boards & Officers: That H. B. No. 125 be concurred in.

Committee on Judiciary: That H. B. No. 152 be not concurred in.

Committee on Judiciary: That H. B. No. 155 be not concurred in.

Committee on Irrigation & Water Rights: That H. B. No. 171 be amended by adding Section 4 as follows: "Section 4. This Act shall be in full force and effect from and after its passage and approval". And as so amended, recommend the same be concurred in.

Committee on Judiciary: That H. B. No. 230 be concurred in.

Committee on Counties & Towns: That S. B. No. 89, printed bill, be amended as follows: Amend title by striking out of line 2 the words, "and town", and out of line 3 the words, "and towns"; amend Section 1 by striking out of line 1 the words, "and towns", and by striking out of lines 3, 4 and 5 the words, "or town" wherever the same occur; Amend Section 2 by striking out of line 1 the words, "and town"; Amend Section 3 by striking out of lines 1 and 2 the words, "and town", and by striking

out of line 22 the words, "or town"; Amend Section 6 by striking out of line 2 the figure, "3", and inserting in lieu thereof the figure, "5"; Amend Section 7 by striking out of line 10 the figure, "2", and inserting in lieu thereof the figure, "4", and by striking out of line 32 the word, "county", and inserting in lieu thereof the word, "city"; Amend Section 8 by striking out of line 52 the words, "and town"; And as so amended, recommend same do pass.

Committee on Sanitary Affairs: That S. B. No. 125 do not pass.

Committee on Military Affairs: That H. B. No. 291 be concurred in.

Committee on Judicial Districts: That S. B. No. 54 be returned without recommendation. On motion, ordered printed and placed on General File.

Committee on Judicial Districts: That S. B. No. 73 be returned without recommendation.

Committee on Roads & Highways: That S. J. R. No. 6 do pass.

Committee on Finance & Claims: That H. B. No. 142 be concurred in.

Committee on Finance & Claims: That H. B. No. 153 be concurred in.

Committee on Finance & Claims: That H. B. No. 163 be amended by adding at the end of Section 2, the following: "provided, however, that before the State Auditor delivers said warrant, the said John G. Gillis shall execute and deliver to the State of Montana a full and complete release of all claims, present or prospective, against the State of Montana". And as so amended, recommend the same be concurred in.

Committee on Finance & Claims: That H. B. No. 164 be concurred in.

Very truly,

J. F. CONE,

Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bills were introduced, read first and second time and referred to Committees:

S. B. No. 45, by Plank, A Bill for an Act entitled: "An Act to amend Chapter 109, of the Session Laws of the State of Montana of 1927, relating to the regulation and sale of gasoline, kerosene, distillates, oils and greases, by adding after Section 7, a new section to be known as Section 7A, providing grades and specifications for distillates sold as "tractor fuel", or "motor fuel, etc", referred to Committee on Petroleum, Oil and Gas.

S. B. No. 59, by Schnitzler, A Bill for an Act entitled: "An Act to amend Sections 8366 and 8367 of the R. C. M., 1921, as amended by Chapter 20, Laws of 1929, relating to liens of threshermen and owners of combine harvesters and threshers upon grains or crops and claims for such liens, when and where and how filed and the service of notice", referred to Committee on Judiciary.

S. B. No. 82, by Gustafson, A Bill for an Act entitled: "An Act authorizing the Board of County Commissioners to create a noxious weed destruction fund, and authorizing the purchasing and furnishing of poison to exterminate weeds", referred to Committee on Townships and Counties.

S. B. No. 96, by Committee on Counties and Towns, A Bill for an Act entitled: "An Act to amend Section 2172 of the R. C. M., 1921, relating to the form of tax receipts to be issued by the County Treasurer". Referred to Committee on Townships and Counties.

S. B. No. 99, by Committee on Military Affairs, A Bill for an Act entitled: "An Act to amend Section 4541, R. C. M., 1921, providing for the burial of deceased soldiers, sailors and marines and providing that the Act shall not apply to such soldiers, sailors or marines as may hereafter die in the State Soldiers Home in this State, and to those who are not legal residents in this State". Referred to Committee on Military Affairs.

S. J. M. No. 6, by Committee on Public Buildings, A Resolution memorializing the Congress of the United States for a grant of land for public

buildings at the Capitol of the State, in addition to the grants heretofore made for that purpose. Referred to Committee on Internal Improvements.

The following bill, on motion suspending Section 3, Rule 35, was introduced without previous notice, read first and second time at length, and referred to Committee on Public Utilities and State Commissions:

H. B. No. 449, by Moss, A Bill for an Act entitled: "An Act providing for the creation of a commission to make a study and devise plans for legislative re-apportionment and representation; providing for public hearings, duties of the Commission; making an appropriation for the work of said Commission and specifying its duties".

Moved by Leavitt that the House recess until 2:00 p.m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

COMMUNICATIONS AND PETITIONS

The following communication was received, read and filed:

State of Oregon,
Department of State
Salem, Oregon,
February 17, 1931.

To the Honorable Speaker of the House of Representatives,
Montana Legislative Assembly,
Helena, Montana.

Dear Sir:

By direction of the Legislative Assembly of Oregon, now in session, I have the honor to transmit to you herewith, certified copy of House Joint Memorial No. 9, filed in the office of the Secretary of State today.

Very truly yours,

HAL E. HOSS,
Secretary of State

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 61, A Bill for an Act entitled: "An Act defining the liability of a driver or owner responsible for the operation of a vehicle for the injury or death of a guest and defining the meaning of 'guest' as used in this Act", respectfully report as follows: That Senate Bill No. 61 be not concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 311, A Bill for an Act entitled: "An Act releasing owners and operators of motor vehicles from responsibility for damages or injuries to gratuitous passengers; providing such passenger assumes the ordinary negligence of such owner or operator; and providing the ordinary negligence of such owner or operator is imputed to such passenger; excepting owners or operators of motor vehicles whose gross negligence or reckless operation was the proximate cause; and also excepting owners or operators of such vehicles for hire or which are being demonstrated", respectfully report as follows: That House Bill No. 311 (as amended by Committee on Public Safety), do not pass.

RIGG, Chairman.

Moved by Rigg, that report be adopted.

Substitute motion by Coffee that report be not adopted and that bill be printed and placed on General Orders. Substitute motion seconded and carried.

House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES

The following report was received from a Select Committee:

SUPPLEMENTAL REPORT—SPECIAL INVESTIGATION COMMITTEE DEER LODGE—GALEN—WARM SPRINGS

To the Chairman of the Allocation Committee of the House and Senate,
GREETINGS:

We, the sub-committee selected to investigate conditions at the Montana State Penitentiary at Deer Lodge, the State Tuberculosis Hospital at Galen and the State Hospital for the Insane at Warm Springs, beg leave to submit this supplemental report:

Your Committee, in its former investigation of these institutions, and in particular its investigation of the State Penitentiary at Deer Lodge, was mindful of the suggestions of Governor Erickson in his message to the House and Senate that some provision be made for the segregation of first offenders in the State Penal Institutions.

Your Committee, in its investigations at Deer Lodge, found the penitentiary dangerously overcrowded and after a conference with the Warden decided that the removal of two hundred and fifty (250) first offenders would alleviate this condition. The committee then decided to recommend to the General Allocation Committee an appropriation for the purchase of a farm and the erection of buildings to segregate first offenders from the more hardened criminals, thus affording relief for the congestion and overcrowding now existing in the State Penitentiary at Deer Lodge and it was with the understanding that the Referendum Measure would allow of such construction and permit an establishment of such an institution for first offenders that the recommendations covering the building and repair of structures at Deer Lodge were made and recommended in our previous report.

The general allocation committee subsequently decided that the provisions of the Initiative Measure No. 33 would not permit the purchase of such a farm nor the erection of any buildings for the penitentiary, other than at Deer Lodge. This leaves the penitentiary as covered by our previous report with no provision for the alleviation of its present overcrowded condition as to inmates and no provision for the continued increase in numbers of criminals to be incarcerated.

This sub-committee therefore, feels it its duty to make this supplemental recommendation, to-wit: that the sum of (\$200,782.00) Two Hundred Thousand, Seven Hundred Eighty Two Dollars additional be allocated and appropriated for the construction at the State Penitentiary at Deer Lodge of a new cell house together with furnishings and equipment.

Your Sub-Committee of Allocation sincerely regrets the circumstances which lead to the omission of this item in the former report. It had no knowledge at the time that provisions for the prison farm, as recommended by the Governor, were without the purpose of Initiative No. 33. It respectfully requests due consideration of this supplemental report as an integral part of the recommendations previously made for the State Penitentiary at Deer Lodge.

Respectfully submitted,

Senators BAKER
COOPER
DONOVAN

Representatives BUCK
SALYERDS
DELLWO
HAVERFIELD

Mr. Speaker: We, your Committee on Allocation of funds to be derived from the sale of bonds under the provisions of Referendum No. 33, do recommend that the above supplementary report of your regularly appointed Special Committee be accepted, and allocation in additional to our previous report be made as follows:

State Prison at Deer Lodge—Itemized as follows:

1. Cell House with furnishings and equipment	\$200,782.00
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We, also having had under consideration the various needs at the Montana Vocational School for Girls at Helena and the State Soldiers' Home at Columbia Falls, do recommend the following allocation be made: Montana Vocational School—Itemized as follows:

1. Water standpipe and enlarged main	\$ 7,500.00
2. School equipment	750.00
3. Flagstaff	75.00

Total	\$ 8,325.00
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State Soldiers' Home—Itemized as follows:

1. Utility Building	12,000.00
2. Repairs on main building and water system	3,000.00

Total	15,000.00
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ARNOLD (Stillwater)
BUCK
DELLWO
A. UELAND
BROWN (Cascade)
LEWIS
WAITE

On motion by Arnold of Stillwater, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Graff that the House reconsider its action on H. B. No. 140. Motion seconded and carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the rules of previous sitting. Motion seconded and carried.

Burrell of Fallon in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 147, 270, 382, 436, Sub. H. B. No. 186, Sub. H. B. No. 308, Senate amendments to H. B. Nos. 180, 233, House Bills Nos. 267, 286, respectfully recommend:

That consideration of H. B. No. 147, passed for the day.

H. B. No. 270, amended as follows: Amend Section 1 by striking out in line 6 the words "or fur-bearing"; That H. B. No. 270, as amended, do pass.

Consideration of H. B. No. 382 passed temporarily.

H. B. No. 436, do pass.

Sub. H. B. No. 186, amended as follows: By striking out all of Section 20; that Sub. H. B. No. 186, as amended, do pass.

Sub. H. B. No. 308, amended as follows: Amend Section 7 by inserting in line 3 after the word "country" the words, "or state"; also in line 10 after the word "country" insert the words, "or state"; further consideration passed temporarily.

Senate amendments to H. B. No. 180, passed temporarily.

Senate amendments to H. B. No. 233, concurred in.

H. B. No. 267, amended as follows: Amend Section 1 by striking out in line 6 the word "two" and inserting in lieu thereof the word "four"; amend Section 2 by striking out in line 9 the words "three months" and inserting in lieu thereof the words "one year"; further amend Section 1 by inserting in line 6 before the word "insanity" the word "incurable"; that H. B. No. 267, as amended, do pass.

H. B. No. 286, do pass.

BURRELL, Chairman.

On motion by Burrell, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Sullivan of Silver Bow in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Sub. House Bill No. 308, H. B. Nos. 71, 241, 304, 382, 315, 323, respectfully recommend:

That Sub. H. B. No. 308 be amended in Section 1 by inserting in line 1 between the word "person" and the word "engaged" the words "or corporation"; amend Section 5 by inserting in line 1 between the word "resale" and "shall" the following: "except persons or corporations who do not sell to exceed 25 cases of eggs in any one month"; amend Section 99 by inserting in line 1 between the word "producer" and the word "in" the following: "and except persons or corporations who do not sell to exceed 25 cases of eggs in any one month"; that Sub. H. B. No. 308 as amended, do pass.

Consideration of H. B. No. 71 passed for the day.

H. B. No. 241, do pass.

H. B. No. 304, do pass.

Reverted to H. B. No. 382, recommend that H. B. 382 be amended as follows: Amend Section 1, by striking out all of Section 1 and inserting in lieu thereof the following: "Section 1. Two or more counties within the State constituting a contiguous territory, may group themselves together and form a Fair District. The Board of County Commissioners of any such County, upon application from the regularly appointed county fair board, may by resolution declare its intention to join in and form a Fair District. Notice of such resolution shall be published in 2 regular weekly issues of a newspaper in such county, setting forth the day on which a hearing shall be had on said resolution by the taxpayers of the county and objections heard, if any there are thereto. After the consideration of the objections, if any be made, the county commissioners may authorize the county fair board to join with any existing contiguous district and or form a Fair District with counties in contiguous territory"; amend Section 2 by striking out all of Section 2 and inserting in lieu thereof the following: "Section 2. The members of the respective county fair boards of the counties forming a fair district shall ex officio constitute a board of directors for said fair district; and after a district has been formed and a county or counties are added thereto the members of the county fair board or boards of the county or counties added to the fair district shall likewise be ex officio members of the board of directors of said fair districts"; amend Section 3 by striking out in line 2 the word "proposed" and inserting in lieu thereof the word "fair"; amend Section 4 by striking out in line 6 the words "annual fairs" and inserting in lieu thereof the words "the annual district fair"; amend Section 5 in line 5, by striking out the word "fairs" and inserting in lieu thereof the words "the annual district fair";

further amend Section 5 by striking out in line 12 the word "special"; amend Section 5, by striking out in line 32 the word "proceeds" and inserting in lieu thereof the word "funds"; further amend Section 5, in line 34 by inserting the word "district" between the words "the" and "fair" at the beginning of the line and by striking out the word "deposited" and inserting in lieu thereof the words "and credited to a fund to be known as the district fair fund"; amend Section 6, by striking out in line 2 the word "fairs" and inserting in lieu thereof the words "counties"; amend Section 7, by inserting in line 1 between the words "a" and "county" the word "contiguous"; also by inserting between the words "counties" and "may" the words, "forming a territory contiguous to a fair district"; also by striking out the letter "a" between the words "to" and "fair" and inserting in lieu thereof the word "such"; that H. B. No. 382, as amended, do pass.

H. B. No. 315, do pass.

H. B. No. 323, do pass.

SULLIVAN, Chairman.

On motion by Sullivan, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 269, 290, 361, 365, 368.

GREEN, Chairman.

Report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 319, 348, 363, 393, 395, 413, 435, 446, 447, Substitute House Bill No. 216.

NYQUIST, Chairman.

Report adopted.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration House Bill No. 449, introduced by Moss, A Bill for an Act entitled: "An Act providing for the creation of a commission to make a study and devise plans for legislative reapportionment and representation; providing for public hearings, duties of the commission; making an appropriation for the work of said commission and specifying its duties", respectfully report as follows: That House Bill No. 449 do pass.

SALYERDS, Chairman.

On motion by Salyerds, report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 269, introduced by Committee on Fish and Game, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Burrell, Chapman, Coffee, Cole, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Gordon, Grabow, Graff, Green, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McFarland, Merriman, Metlen, Miller, Minnick, Nelstead, Nyquist, Pappin, Pauly, Porter, Rolph, Ross, Salyerds, Sample, Schilling, Southmayd, Spangler, Tinsley, Troy, Ueland, Andrew; Waite, Watson (Meagher), Watson (Missoula), Willard, Mr. Speaker. Total 60.

Noes: Adair, Budas, Burke, Casey, Cooney, Cranston, Doran, Finlen, Freed, Goodwin, Hagestad, Hamilton (Musselshell), Hamilton (Phillips),

Mason, McCormack, McDermott, Meyer, Morris, Murphy, O'Connell, Quamme, Rigg, Shannon, Sheffer, Stewart, Sullivan, Swope, Ueland, R. R., Wilson, Woodcock. Total 30.

Absent and not voting: Brown (Cascade), Dellwo, Knight, Moss, O'Day, Parker, Replogle, Roll, Ryder, Vollmer, Waring. Total 11.

H. B. No. 290, introduced by Dougherty, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: Adair, Goodwin, Ross. Total 3.

Absent and not voting: Brown (Cascade), Dellwo, Knight, Merriman, Moss, O'Day, Replogle, Roll, Vollmer. Total 9.

H. B. No. 361, introduced by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Martin, McCormack, McFarland, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: Adair, Cranston, Freed, Goodwin, Graff, Hamilton (Phillips), Lewis, Mason, McDermott, Ueland, R. R., Vollmer. Total 11.

Absent and not voting: Bechtel, Benjamin, Brown (Cascade), Dellwo, Knight, Merriman, Moss, O'Connell, Replogle, Roll, Salyerds. Total 11.

H. B. No. 365, introduced by Buck, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Brown (Gallatin), Buck, Budas, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Casey, Goodwin, Graff, Metlen. Total 4.

Absent and not voting: Bechtel, Blewett, Brown (Cascade), Dellwo, Fairgrieve, Knight, Merriman, Minnick, Moss, O'Connell, Replogle, Rolph, Salyerds, Troy, Watson (Meagher). Total 15.

H. B. No. 368, introduced by Merriman, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason McCormack, McDermott, McFarland, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Bechtel, Benjamin, Dellwo, Knight, Merriman, Moss, O'Connell, Salyerds, Troy, Watson (Meagher). Total 10.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders under rules of the previous sitting. Motion seconded and carried.

Sheffer of Treasure in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 329, 338, 343, 344, 359, 379, 384, 396, respectfully recommend:

That H. B. No. 329, do pass.

Consideration of H. B. No. 338, passed for the day.

H. B. No. 343, do pass.

H. B. No. 344, do pass.

H. B. No. 379, consideration passed temporarily.

H. B. No. 384, do pass.

H. B. No. 396, do pass.

H. B. No. 359, consideration passed for the day.

SHEFFER, Chairman.

On motion by Sheffer, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the rules of previous sitting. Motion seconded and carried.

Mason of Lewis and Clark in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to H. B. No. 180, H. B. Nos. 379, 401, 410, 411, 428, 441, 444, respectfully recommend:

That Senate amendments to H. B. No. 180, be concurred in.

H. B. No. 379, be amended as follows: Amend Section 1 by striking out in line 1 the words "State official or" and inserting in lieu thereof the word "Appointive"; strike out in lines 1 and 2 the words "whether elected or appointed"; strike out in line 7, the word "State official or"; and inserting in lieu thereof the word "appointive"; amend Section 2 by striking out in line 1, the words "State official or" and inserting in lieu thereof the word "appointive"; recommend that enacting clause be stricken.

H. B. No. 401 do pass.

H. B. No. 410, do pass.

H. B. No. 411, do pass.

H. B. No. 428, passed for the day.

H. B. No. 441, amended as follows: Amend Section 1 by striking out in line 1 the words "or hauling" and the comma after the word "selling"; and by striking out in line 4 the words "or mislead" and the comma after the word "deceive"; also amend by striking out in line 6 the word "deceitful" and insert in line 1 between the words "selling" and "delivering" the word "or" and insert in line 4 between the words "deceive" and "defraud", the word "or"; amend Section 2 by striking out all of lines 1, 2, 3, and that part of line 4 before the period; and inserting in lieu thereof the word "Section 2. Any person or officer or agent of a firm or corporation who violates any of the provisions of this Act shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not more than Three Hundred Dollars (\$300.00), or by imprisonment in the county jail for not more than two (2) months or by both such fine and imprisonment"; that H. B. No. 441, as amended, do pass.

Consideration of H. B. No. 444, passed for the day.

MASON, Chairman.

On motion by Mason, report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed. House Bills Nos. 369, 383, 420, 423, 438, 440, Sub. H. B. No. 182, Sub. H. B. No. 352, H. J. R. No. 8.

NYQUIST, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 180, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Schilling, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Arnold (Stillwater), Buck, Coffee, Dunn, Freed, Hodgskiss, Knight, Lillis, Moss, O'Connell, Tinsley, Watson (Missoula). Total 12.

Senate amendments to H. B. No. 223, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell,

Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew, Ueland R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Buck, Coffee, Freed, Hodgskiss, Knight, Moss, O'Connell, Ryder, Tinsley, Watson (Missoula). Total 10.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Dellwo that H. B. No. 359 and Senate B. No. 33, be taken from General Orders and re-referred to Committee on Revenue and Taxation. Motion seconded and carried.

Moved by Meyer that the House reconsider its action on H. B. No. 199. On standing vote, motion lost.

Moved by Leavitt that in honor of the seventieth birthday anniversary of the honored member, Timothy Miller, the House adjourn until Saturday, February 21, 1931, at 9:30 a. m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-EIGHTH DAY

House of Representatives,
Helena, Montana, February 21, 1931.

House convened at 9:30 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present, except: Adair, excused for the morning session.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 47th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your majority of Committee on State Institutions, Public Buildings and Grounds, having had under consideration S. B. No. 81, introduced by Committee on Allocation of State Bond Funds, A Bill for an Act entitled: "An Act providing for the employment of prison labor in the manufacture of brick at the Montana State Prison, requiring said brick to be used in certain cases in the construction or repair of buildings by the State of Montana or under any contract let by it and relating to the duties on the State Board of Prison Commissioners, the Warden and the State Board of Examiners", respectfully report as follows: That S. B. No. 81,

be not concurred in; but that House Substitute for S. B. No. 81, introduced by Committee on State Institutions, Public Buildings and Grounds, A Bill for an Act entitled: "An Act providing for the employment of prison labor in the manufacture of common and cement sand brick and for construction and repair of buildings at the Montana State Prison; providing for the employment of State Hospital inmates in the manufacture of cement sand bricks and for construction and repair of buildings at the Montana State Hospital; and providing conditions and places the State Board of Examiners must use such brick," be amended in Section 1 by inserting after the word "brick" in line 29, a "comma" and the words "quality considered" and a "comma" and as so amended, House Substitute for S. B. No. 81, do pass.

BURRELL,
HAGESTAD,
WAITE,
WATSON (Missoula),
LOGAN,
SOUTHMAYD,
ROSS,
GORDON,
O'DAY,
RYDER,
BROWN (Gallatin),

Mr. Speaker: We, a minority of your Committee on State Institutions, Public Buildings and Grounds, having had under consideration S. B. No. 81, introduced by Committee on Allocation of State Bond Funds, recommend that the same be not concurred in; and that H. Sub. for S. B. No. 81, introduced by your Committee on State Institutions, Public Buildings and Grounds, A Bill for an Act entitled: (Same as above included in majority report), do not pass.

O'CONNELL,
FINLEN,
TROY,
McFARLAND.

Moved by Brown (Gallatin) that the majority report be adopted.

Moved by O'Connell that minority report be adopted and on standing vote, minority report lost. Majority report adopted on motion by Brown.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate as of date February 20, 1931:

Helena, February 20, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President, at the request of the House, this day appointed Senators Shelver, Parkin and Walker to act with a like Committee from the House as a Conference Committee for the consideration of Senate amendments to H. B. No. 229.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence; S. B. No. 5; S. B. No. 30; S. B. No. 32; S. B. No. 43, S. B. No. 51; S. B. No. 80; S. B. No. 86; S. B. No. 90; S. B. No. 101; S. B. No. 104; S. B. No. 105; S. B. No. 126; S. J. M. No. 5; S. J. M. No. 7.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title agreed to, and are herewith returned to the House: H. B. No. 57; H. B. No. 58; H. B. No. 59; H. B. No. 221.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. H. B. No. 63 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House: Senate Committee on Insurance, amendment to Sub H. B. No. 63: amend by striking out Section 2 and substituting therefor: "Section 6199. Property which shall not be insured: 1. No company, corporation or association organized under the provisions of this Act shall insure any property not situated within the county in which its principal place of business is located, or counties adjoining such county."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 55 was this day recommended for non-concurrence by the Senate Committee on State Boards and Offices, report adopted, and is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 119 do not pass.

That S. B. No. 126 do pass.

That S. B. No. 80 do pass.

That consideration of S. B. No. 14 be passed.

That H. B. No. 125 be concurred in.

That H. B. No. 230 be concurred in.

That consideration of H. B. No. 50 be passed.

That H. B. No. 142 be concurred in.

That H. B. No. 153 be concurred in.

That H. B. No. 163 be concurred.

That H. B. No. 164 be concurred in.

That H. B. No. 171 be concurred in.

That H. B. No. 291 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second times, and referred to Committees:

H. B. No. 77—Committee on Roads and Highways.

H. B. No. 161—Committee on Judiciary.

H. B. No. 206—Committee on Judiciary.

H. B. No. 214—Committee on Irrigation and Water Rights.

H. B. No. 246—Committee on Counties and Towns.
H. B. No. 247—Committee on Counties and Towns.
H. B. No. 251—Committee on Roads and Highways.
H. B. No. 259—Committee on Judiciary.
H. B. No. 260—Committee on Education.
H. B. No. 281—Committee on Education.
H. B. No. 295—Committee on Roads and Highways.
H. B. No. 297—Committee on Taxation.
Sub. H. B. No. 313—Committee on Counties and Towns.
H. B. No. 318—Committee on Taxation.
H. B. No. 321—Committee on Judiciary.
H. B. No. 322—Committee on Banks and Banking.
H. B. No. 324—Committee on Stockgrowing and Grazing.
H. B. No. 327—Committee on Agriculture.
H. B. No. 330—Committee on Agriculture.
H. B. No. 335—Committee on Judiciary.
H. J. R. No. 5—Committee on Roads and Highways.
H. J. M. No. 9—Committee on Federal Relations.
H. J. M. No. 10—Committee on Agriculture.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day having had under consideration business on General File respectfully report as follows:

That S. B. No. 5 do pass.

That consideration of S. B. No. 14 be passed until P. M.

That S. B. No. 32 do pass.

That consideration of S. B. No. 37 be passed for the day.

That S. B. No. 89 be amended in Section 14, by striking out all of said section and inserting in lieu thereof the words: "this Act shall be in full force and effect from and after July 1, 1932." and as so amended, recommend that same do pass.

That S. B. No. 90 do pass.

That S. B. No. 101 do pass.

That S. B. No. 104 do pass.

That S. B. No. 105 do pass.

That S. B. No. 106 do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

A majority of Committee on Constitutional Amendments—That S. B. No. 56 do pass.

Committee on Allocation of State Bond Funds—That S. B. No. 111 do not pass.

Committee on Banks and Banking—That S. B. No. 114 do pass.

Committee on Insurance—That H. B. No. 284 be concurred in.

Committee on Insurance—That H. B. No. 332 be concurred in.

Committee on State Boards and Offices—That H. B. No. 55 be not concurred in.

Committee on State Boards and Offices—That H. B. No. 192 be concurred in.

Committee on Federal Relations—That H. J. M. No. 6 be concurred in.

Committee on Public Lands—That S. B. No. 94 be amended in Section 1, printed bill, by striking out the entire Section and substituting therefor the following: "Section 1. Power Site Defined. The words, "power site" as used in this Act shall mean not only the State owned land on which the dam is constructed, but also each separate tract of such land which will become part of the reservoir and which in and of itself makes an essential contribution to the value of the power site as a whole of not less than five (5%) per cent of the entire value of such power site." Amend further by inserting at the beginning of line 1 of paragraph 3, the following: "Section 3." Amend Section 3 by striking out the words, "Twenty-five (25) years" in line 29 thereof, and substituting therefor the words, "fifty (50) years". Amend Section 5 by adding after the word, "site", in line 7, the following: "wholly owned by the State and", amend Section 5 by striking out the word, "shall", in line 8 of said Section and substituting therefor the word, "may." And as so amended, recommend same do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Fairgrieve that H. B. No. 140 be taken from General Orders and referred to Committee on Revenue and Taxation. Motion seconded and carried.

Moved by Burrell that the House reconsider its action on H. B. No. 431. Motion seconded. Substitute motion by Meyer, that H. B. No. 431, be recommended for passage. On standing vote, substitute motion carried.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee, beg leave to report the following bills correctly engrossed: Sub. House Bill No. 262, House Bills Nos. 325, 347, 392, 396, 425.

GREEN, Chairman.

Report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the consideration of General Orders under the rules of previous sitting. Motion seconded and carried.

Hamilton of Phillips in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 147, 71, 338, 428, 444, H. J. R. No. 7, House Bills Nos. 205, 261, 266, respectfully recommend:

That H. B. No. 147 be amended as follows: Amend Section 5 by striking out in line 29, the word "April" and inserting in lieu thereof the word "May" and in line 30 (line 2, printed bill), the word "tenth" and inserting in lieu thereof "thirty-first"; and in lines 1 and 2 (line 4, printed bill), the words, "third Monday in April" and inserting in lieu thereof the words "second Monday in June"; amend Section 6 by striking out in line 6, page 4 (line 2 printed bill), the words "third Monday in April" and inserting in lieu thereof the words "second Monday in June"; and in line 18 (line 14, printed bill), the word "May" and inserting in lieu thereof the word "July"; amend Section 7 by striking out in line 3, page 5, (line 12, printed bill) the word "June" and inserting in lieu thereof the word "July"; amend Section 8 by striking out in line 5 (line 2, printed bill), the word "May" and inserting in lieu thereof the word "July"; amend Section 13 by adding to

the first paragraph in line 3, page 8 (line 10, page 7, printed bill), the following: "and provided further, that if at any such hearing, the trustees of any district and the budget board are unable to agree on the amount to be expended for any such time, the board of trustees by majority vote of all members of the board, may finally fix and determine such amount, and the amount so fixed cannot thereafter be changed by the budget board; amend Section 13 by striking out in line 14 after the word "in" the word "schedules" and in line 15 the words "one and two of"; amend Section 18 by striking out in lines 9 and 10, page 10 (lines 1 and 2, printed bill), the words "after the budget board has completed and approved and adopted the final budget for each school district, said" and inserting in lieu thereof the following: "after the budget of each district has been completed, approved and finally adopted, the budget"; that H. B. No. 147, as amended, do pass.

H. B. No. 71, consideration passed for the day.

H. B. No. 338, do pass.

Consideration of H. B. No. 428, passed temporarily.

H. B. No. 444, consideration passed temporarily.

H. J. R. No. 7, be adopted.

H. B. No. 205, do pass.

H. B. No. 261, do pass.

H. B. No. 266, do pass.

HAMILTON (Phillips), Chairman.

On motion by Hamilton, report adopted.

House reverted to Order of Business No. 7.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following Senate bills were introduced, read first and second times and referred to committees:

S. B. No. 5, by Kemmis, A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 2, of article IX of the Constitution of the State of Montana relating to the qualifications required of persons to entitle them to vote at general elections, for all officers elective by the people and upon questions that may be submitted to the vote of the people or electors," referred to Committee on Constitutional Amendments.

S. B. No. 30, by Holt, Delaney and Kaulbach, A Bill for an Act entitled: "An Act providing for the licensing of persons, firms or corporations selling or vending drugs, medicines and remedies as provided under the authority of Chapter 227, of the Revised Codes of Montana of 1921, providing for the issuances of such license, and fees therefor and penalties for the violation of the provisions of this Act," referred to Committee on Judiciary.

S. B. No. 32, by Campbell and Willis, A Bill for an Act entitled: "An Act to amend Sections 8607, 8608, 8609 and 8610 of the Revised Codes of Montana of 1921, regulating the sales in bulk of goods, wares merchandise and fixtures, and all personal property used in the business of the vendor, and making provision for the protection of creditors of the vendor," referred to Committee on Judiciary.

S. B. No. 43, by Gustafson, Parkin, Burr, and Holton, A Bill for an Act entitled: "An Act providing for the adoption of the managerial form of county government," referred to Committee on Townships and Counties.

S. B. No. 51, by McCormick, A Bill for an Act entitled: "An Act to require certificates of title for registered motor vehicles; to facilitate the recovery of stolen or unlawfully taken motor vehicles; to provide for the licensing of dealers in used motor vehicles, trailers or semi-trailers; to prescribe the powers and duties of the vehicle department; to impose certain fees to carry out the purpose of this Act, to impose penalties for vio-

lations of this Act and to make uniform the law relating to the subject matter of this Act; and repealing Chapter 113 of the Session Laws of the Nineteenth Legislative Assembly of Montana of 1925, and Chapter 183 of the Session Laws of the Twenty-first Legislative Assembly of Montana of 1929, and Sub-section 4 of Section 1759 of the Revised Codes of Montana, 1921," referred to Committee on Highways.

S. B. No. 80, by Committee on Stockgrowing and Grazing, A Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana, 1921, as amended by Chapter 56 of the Session Laws of the Twenty-first Legislative Assembly of 1929, relating to herd districts; providing for creation and dissolution of herd districts and procedure for excluding certain tracts of land therefrom," referred to Committee on Livestock and Public Ranges.

S. B. No. 86, by Stoutenburg, A Bill for an Act entitled: "An Act to amend Chapter 141 of the Session Laws of the Twenty-first Legislative Assembly of 1929, as amendatory to Chapter 154 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Chapter 103 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to transportation companies, making said Act applicable to common carriers operating within or without the limits of municipal corporations; and rules and regulations regarding bonds and insurance policies," referred to Committee on Highways.

S. B. No. 90, by Committee on Counties and Towns, A Bill for an Act entitled: "An Act to amend Section 2160 of the Revised Codes of the State of Montana, 1921, relating to the computation of taxes by the County Clerk," referred to Committee on Townships and Counties.

S. B. No. 101, by Fenton, A Bill for an Act entitled: "An Act to amend Section 6968 of the Revised Codes of Montana of 1921, relating to the selection of homesteads and quantity and value of land to be included therein," referred to Committee on Judiciary.

S. B. No. 104, by Husband and Donovan, A Bill for an Act entitled: "An Act amending Section 10057 of the Revised Codes of Montana for 1921, relative to the competency of executors or administrators and providing when letters with will annexed shall issue and providing for the disqualification of an executor or trustee after the renunciation or resignation of such executor or trustee," referred to Committee on Judiciary.

S. B. No. 105, by Fish and Game Committee, A Bill for an Act entitled: "An Act creating the 'Little Snowy Mountain Game Preserve' in Musselshell County, and defining the boundaries thereof," referred to Committee on Fish and Game.

S. B. No. 126, by Walker, A Bill for an Act entitled: "An Act to amend Section 10536 of the Revised Codes of Montana, 1921, relative to the testimony of certain witnesses by adding thereto an additional sub-division exempting psychologists who are engaged in the teaching and observation of school children without consent of parents or guardians, exemption to apply only in civil cases," referred to Committee on Judiciary.

S. J. M. No. 5, by Committee on Public Lands, was introduced, read first and second times at length and referred to Committee on Conservation and Resources: "A Memorial to the Congress of the United States of America, relating to the proposed disposition of the public domain and also relating to the United States Reclamation Service."

To the Honorable Senate and House of Representatives of the United States in Congress Assembled:

We the members of the Twenty-second Legislative Assembly of the State of Montana do hereby respectfully represent that:

WHEREAS, The President of the United States has recommended that the unappropriated and unreserved public lands in the eleven public land states be granted to these states for the support of the public schools;

WHEREAS, There are nearly seven million acres of such lands within the boundaries of the State of Montana, and in addition thereto tens of millions of acres reserved or withdrawn for various purposes, and considerable areas of such reservations and withdrawals are likely to be eliminated therefrom and become a portion of the unappropriated and unreserved public domain;

WHEREAS, These public lands within the State of Montana are intermingled with lands already owned by the State of Montana and with private holdings;

WHEREAS, Long experience in this and other countries has abundantly demonstrated that agricultural and grazing lands will yield their best returns and contribute in the fullest measure to the welfare of the individual and the State when placed under individual control and ownership;

WHEREAS, The State of Montana has successfully administered lands heretofore granted to it by the United States for the support of schools and other public purposes; has built up an organization to manage this business; has succeeded in placing considerable portions of these granted lands in private ownership; and large permanent funds have been built up from the proceeds of the sale from such lands.

NOW THEREFORE, BE IT RESOLVED by the Legislative Assembly of the State of Montana, the Senate and House concurring, that we urge upon the Congress of the United States the early enactment of legislation granting these public lands within the boundaries of our state to the State of Montana, the lands so granted to be subject to lease and sale upon terms that will result in bringing them under private management and ownership without any unnecessary delay. We believe that this will result in the preservation and substantial increase of forage, the development of an adequate water supply and all around real and constructive conservation, and that without any cost to the taxpayers of the State or Nation. We ask that the granting Act shall confer upon the State Board of Land Commissioners full power to exchange such lands for other lands of equal value wherever such exchange will result in the consolidation of the holdings of the State into suitable grazing units. This power to exchange and consolidate is of the utmost importance; it is the key to the solution of the problem.

WHEREAS, We hold that as a matter of reasonableness and justice, the minerals in such public lands should naturally go with the surface of the land to the people of the state within the boundaries of which Nature has placed them; and it is absolutely necessary to obtain the mineral rights in order to be able to effect the exchange and consolidation of these lands into suitable grazing units, we ask that all the minerals in these public lands, together with all other minerals heretofore reserved by the United States within the boundaries of the State of Montana, except such as may be essential for the national defense, be granted to the State of Montana; but that the grant of such mineral rights be made subject to reservations which will fully protect the rights of prospectors and miners, both as to entries heretofore made and entries which may be initiated after the grant to the State has become effective.

WHEREAS, We recognize that the United States Reclamation Service is one of the great creative agencies of the government and has made vast contributions to the real development of the West; we are willing and anxious to aid and encourage this great agency in every reasonable way, and as the Reclamation Fund at the present time receives its main increase in working capital from mineral royalties, we suggest that the minerals be granted to the State upon the condition that approximately the same percentage of royalties shall be paid into the Reclamation Fund that is now being paid into that Fund from such royalties, so long as this fund is being used for the reclamation of arid lands in the West. We urge that the Reclamation Act should be so amended that loans from the Fund may be made to organized irrigation districts for the reclamation of privately owned lands without a special Act of Congress in each individual case. If no money

can be made available from the Reclamation Fund for this purpose, then a special fund should be created.

WHEREAS, The United States Forest Service has proposed the addition of vast areas of grazing lands to the existing National Forests within the State of Montana, including some of our most valuable grazing lands, and we believe that such addition would be uneconomical and unwise, detrimental to the development of this State, opposed to sound national policy, and contrary to the specific recommendations of the President with regard to the remaining public lands;

NOW, THEREFORE, BE IT RESOLVED, That we emphatically oppose this proposed addition of grazing lands to the existing National Forests within our State. We recommend that the existing boundary lines of National Forests be re-adjusted by impartial persons. We recognize that the United States Forest Service has been of vast usefulness in preserving and developing the forests of our State; but we firmly hold that its activities should not be extended to include the administration of purely grazing lands.

BE IT FURTHER RESOLVED, That we ask that the present ratio of participation by the Federal Government in the construction of Federal Aid Highways be continued for a period of not less than ten (10) years from the time that the grant is accepted by the State.

WHEREAS, We regard the public school as one of the basic institutions of this country, essential to the well-being and perpetuation of the Republic, and its operation and maintenance require great sums of money, we ask that the larger portion of the lands granted to the State of Montana be dedicated to the perpetual support and maintenance of this institution, as has been the case in grants heretofore made to this State, and in accordance with the recommendation of the President of the United States.

BE IT FURTHER RESOLVED, That copies of this Memorial be sent to our Senators and Representatives in Congress and that five hundred (500) additional copies above the usual number be printed for the use of other members of Congress and other public officers and persons interested in the proposed National Legislation with regard to the disposition of the public domain."

S. J. M. No. 7, by Committee on Mines and Mining, was introduced, read first and second times at length and referred to Committee on Mines and Mining: A Resolution memorializing the Senate of the United States for the passage of resolutions numbered 442 and 443, introduced by Senator Pittman, relative to the stabilization of the silver market.

To the Honorable Senate of the United States of America:

WHEREAS, a sub-committee of the Committee on Foreign Relations of the United States has had under consideration trade relations in China and the causes and remedies for depressed conditions of commerce; and,

WHEREAS, a report thereon has been submitted by such sub-committee to the Chairman of the Committee on Foreign Relations; and,

WHEREAS, as a result of the investigations and findings of such sub-committee there has been introduced in the Senate of the United States resolutions numbered 442 and 443 by Senator Pittman, urging that the President, if he deem it compatible with the best interests of the government, enter into discussion and negotiations with the government of India, Great Britain, France, Belgium and other governments, looking to the suspension of the policy and practice of governments melting up or debasing silver coins and sales by governments of silver, and that he take such other and further action in the premises as he may deem necessary to eliminate the abnormal fluctuations and depressions in the price of silver, and that the President, if he deem it compatible with the best interests of the government, call or obtain an international conference or international conferences, to the end that agreements or understandings may be obtained with respect to the uses and status of silver as money, and further that the President of the United States, if he deem it com-

patible with the best interests of the government, enter into discussions or negotiations with the National Government of China and such other governments that have treaty relations with China, as China and the United States may consider it advisable, looking to the normal, intellectual and financial aid of the National Government of China, and to that end to discuss and ascertain the advisability of establishing a silver pool or fund from which to supply the National Government of China with silver for coinage, to be used for certain specific purposes and in certain specified manner to be agreed upon, and to be repaid at a time and in a manner to be agreed upon, and further a consideration of the practicability of utilizing some of the standard dollars now in the Treasury of the United States in connection with such silver pool or the supplying of silver to China for coinage purposes, and further, that he consider the practicability of supplying such silver in kind without reference to its ratio to gold or its market value, to be repaid in coin; and,

WHEREAS, the State of Montana is one of the large producers of silver in the United States, and its industrial life has been greatly hampered as the result of the serious fluctuations in the price of silver.

NOW, THEREFORE, BE IT RESOLVED, that the Senate of the State of Montana, the House of Representatives concurring, that the Senate of the United States of America be, and it is hereby memorialized, to pass said resolutions numbered 442 and 443 now pending in the Senate of the United States, to the end that the price of silver may be stabilized and our trade and commerce with China, India and other silver using countries may be increased; and,

BE IT FURTHER RESOLVED, that a copy of this memorial be transmitted by the Secretary of State of the State of Montana to the Senate of the United States of America, to the President of the United States of America, to the Vice-President of the United States of America, to the Secretary of State of the United States of America, to the Chairman of the Committee on Foreign Relations, and to each of the Senators from the State of Montana.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Rigg that Sub. H. B. No. 262 be taken from Third Reading and placed on General Orders. Motion seconded and carried.

Speaker pro tem in the chair.

THIRD READING OF HOUSE BILLS

H. B. No. 325, introduced by Cole, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 82.

Noes: Benjamin, Cooney, Goodwin, McCormack, Moss, Porter, Rolph. Total 7.

Absent and not voting: Adair, Brown (Cascade), Cole, Fairgrieve, Freed, Kruse, Murphy, Shannon, Stewart, Sullivan, Waite, Mr. Speaker. Total 12.

H. B. No. 347, introduced by Benjamin, Hamilton (Phillips), Woodcock, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Volmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 92.

Noes: None.

Absent and not voting: Adair, Brown (Cascade), Freed, Murphy, Shannon, Stewart, Sullivan, Waite, Mr. Speaker. Total 9.

H. B. No. 392, introduced by Ross, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Missoula), Willard, Wilson, Woodcock. Total 88.

Noes: None.

Absent and not voting: Adair, Brown (Cascade), Freed, Lillis, Logan, Murphy, Shannon, Spangler, Stewart, Sullivan, Waite, Watson (Meagher), Mr. Speaker. Total 13.

H. B. No. 396, introduced by Finlen, having been read three several times, title and history agreed upon was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Sheffer, Southmayd, Spangler, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Missoula), Willard, Wilson, Woodcock. Total 87.

Noes: None.

Absent and not voting: Adair, Brown (Cascade), Freed, Logan, Moss, Murphy, Pappin, Salyerds, Shannon, Stewart, Sullivan, Waite, Watson (Meagher), Mr. Speaker. Total 14.

H. B. No. 425, introduced by Stewart, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey,

Chapman, Coffee, Cole, Cooney, Curran, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Replogle, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd Spangler, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Watson (Missoula), Willard, Wilson, Woodcock. Total 79.

Noes: Doran, Hagestad, Haight, Hamilton (Musselshell), Nelstead, Nyquist, Quamme, Rigg, Troy. Total 9.

Absent and not voting: Adair, Benjamin, Cranston, Darlington, Hodgskiss, Moss, Murphy, Salyerds, Stewart, Sullivan, Waring, Watson (Meagher), Mr. Speaker. Total 13.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bill No. 180.

HENDERSON, Chairman.

Report adopted.

The Speaker pro tem gave notice he was about to sign H. B. No. 180 and thereupon signed the same.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 434, A Bill for an Act entitled: "An Act appropriating money derived from the sale of bonds under the provision of Referendum Measure No. 33, which was submitted to the vote of the electors of the State of Montana at the last general election and which provides that such funds should be used for the purpose of building and other improvements at certain state institutions and for the use and sale of such bonds and at such times as by the State Board of Examiners are deemed to be necessary for the execution of the building program herein outlined. The funds derived from the sale of such institution bonds are to be expended only for the purpose herein set forth and for such item only and so much as is necessary, not exceeding the amount allocated", respectfully report as follows: That House Bill No. 434 do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the governor:

State of Montana,
Office of the Governor,
Helena, Montana,
February 21, 1931.

The Speaker of the House of Representatives, Helena:

I have the honor to advise you that I have approved the following House measures:

H. B. No. 124: Relating to airports and landing fields.

H. B. No. 179: Relating to records of corporations.

H. B. No. 194: Relating to closing of stock transfer books of corporations.

H. B. No. 212: Relating to representation of stockholders at meetings.

H. B. No. 61: Appropriation to pay claim of Andy Briscoe.

H. B. No. 66: Relating to use of county jails for confinement of prisoners of the United States.

H. B. No. 132: Providing for validation of certain instruments affecting real property.

H. B. No. 136: Relating to possession of game fish, etc.

H. B. No. 150: Relating to regulation of the business, sanitary inspection and operation of creameries, etc.

H. B. No. 167: Relating to Fire Department Relief Association.

H. B. No. 196: Relating to destruction of satisfied chattel mortgages and contracts of conditional sale.

H. B. No. 178: Relating to the powers of corporations.

H. B. No. 217: Relating to the contents of articles of incorporation.

H. B. No. 173: Relating to duties of State Examiner regarding deposits of county, city and town funds.

H. B. No. 193: Amending Section 6004 of the Revised Codes, relating to the powers of corporations.

H. B. No. 213: Relating to amendment of articles of incorporation.

J. E. ERICKSON, Governor.

Moved by Leavitt that the House recess until 2:00 p.m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 223, 221, 57, 58, 59.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign House Bills Nos. 223, 221, 57, 58, 59, and thereupon signed the same.

REPORTS OF SELECT COMMITTEES

The following report was received and adopted on motion by Budas:

Report of the Joint Sub-Committee of the House and Senate relating to the operations of the grain elevators and grain laboratories in the office of the Commissioner of Agriculture.

We, the Joint Sub-Committee on Agriculture of the House and the Senate beg leave to submit herewith our findings and recommendations relating to grain elevators and grain laboratories.

From hearings held in which the Commissioner of Agriculture appeared before the joint Committee and from the facts presented in said hearing, we found as follows: To-wit:

First: That Walsh Brothers Elevator Company at Bozman, Montana, has been operating for almost four months without a license or bond from the Department of Agriculture as required by law; and that they had been receiving grain from the farmers for storage all during the year 1930; and that they had no bond until October 1930, and, by reason of not having sufficient bond the ticket holders of storage grain had suffered considerable losses; and that the grain belonging to the storage ticket holders was shipped out of their elevator and sold to Brown Brothers Grain Company of Minneapolis; and the proceeds from such sale was applied by the Brown Brothers Grain Company on the indebtedness of Walsh Brothers.

It appears that Walsh Brothers have not sufficient resources or bonds sufficient to settle in full with the storage ticket holders; but we are unable to ascertain the actual losses that may be sustained by the farmers that

had their grain in storage until the suit pending against the said Walsh Brothers is finally settled.

Second: We also find that a number of other elevators during 1930 converted storage grain for their own use and benefit and that many of them did not have licenses or bonds to comply with the Grain Storage Act, which requires that bonds and licenses shall have been given and approved by the Commissioner of Agriculture, on or before the first day of July each year.

Third: We also find that one John W. Criswell of Rockcreek, Park County, Montana, had four thousand (4,000) bushels of wheat in storage with the elevator company at Clyde Park, Montana; and that the said John W. Criswell, on January 1, 1930 called for delivery of said wheat and paid the storage and handling charges up to January 1, 1930; and that the elevator company delivered to the said John W. Criswell all of the wheat except two hundred and forty-five (245) bushels, which they did not have in the Clyde Park elevator and insisted that the said John W. Criswell take delivery of the two hundred forty-five (245) bushels of wheat from the elevator at Bozeman, Montana; and that the said John W. Criswell wrote to the Commissioner of Agriculture, on or about January 8, 1930 advising that the elevator company at Clyde Park had refused to deliver two hundred and forty-five (245) bushels of wheat at Clyde Park, and that the Commissioner of Agriculture had failed to write to and notify the said John W. Criswell that the elevator company at Clyde Park, under the Grain Storage Act, would have to deliver the two hundred forty-five (245) bushels of wheat due him at Clyde Park, freight prepaid.

Fourth: We further find that many of the grain laboratories in the State are not needed and are not in operation and the State is still paying rent for many of them that are closed; and there appears to be no immediate need for the re-opening of any of them except perhaps, one at the Agricultural College at Bozeman, Montana, one at Harlowton, Montana, and one at Great Falls, Montana.

IN CONCLUSION:

First: We respectfully recommend that the Commissioner of Agriculture shall hereafter require all elevators and warehousemen to comply with the law requiring them to furnish bonds and have their licenses as required by law; that all elevators operating under the licenses furnished by the Commissioner of Agriculture be required to have their bonds approved by the Commissioner of Agriculture on or before the first day of July each year.

Second: We recommend that the Commissioner of Agriculture be prompt in replying to all complaints such as the one John W. Criswell's case, giving them immediate attention and interpreting the Grain Storage Act pertaining to cases of that kind.

Third: We recommend the dismantling or selling of all the grain laboratories except the one at the Agricultural College, Bozeman, Montana, the one at Great Falls, Montana, and the one at Harlowton, Montana; and that the proceeds from such sale shall be deposited with the State Treasurer to the credit of General Funds.

We further recommend the adoption of this report and recommend that same shall be shown on the House Journal.

Dated, this twenty-first day of February, 1931.

Joint Sub-Committee consisting of:

McCORMACK
GORDON
ROLPH
KRUSE
LEWIS
ANGVICK
STAGGS
SPARLING

Submitted by the Agricultural Committee of the House.

BUDAS, Chairman.

MOTIONS AND RESOLUTIONS

Moved by Metlen that H. B. No. 433 be taken from the table and placed on General Orders. Motion lost by standing vote: 36 Ayes; 46 Noes.

The following Resolution was submitted and referred to Committee on Agriculture:

HOUSE JOINT RESOLUTION NO. 9

Introduced by Committee on Agriculture

A Resolution requesting the enactment by Congress of legislation necessary to bring about the completion of a through sea-way via the St. Lawrence River, and requesting the President of the United States to proceed to a treaty with Canada relative thereto.

To the Honorable Senate and the House of Representatives of the United States of America, and the Honorable President of the United States of America:

WHEREAS, economic authorities in the United States and Canada, acting officially both as Joint Commissions and severally, have repeatedly and unanimously declared that enlarging the connecting channels of the Great Lakes and the St. Lawrence River to admit uninterrupted movement of ocean born commerce from and into the Great Lakes, is economically sound and necessary to raise the competitive position, establish economic equality, permit future development and effect the return of prosperity to the vast continental areas of both countries, and

WHEREAS, over the past five years diplomatic correspondence has brought the two nations into agreement on the assignment of tasks and division of costs, said correspondence having allocated to the United States the construction and cost of all improvements in international waters; which included the deepening to twenty-seven feet of the connecting channels of the upper Great Lakes, a new lock at the Soo corresponding in dimensions to the locks in the New Welland Ship Canal and the improvement of the international stretch of the St. Lawrence River from Lake Ontario to the forty-fifth parallel (opposite Cornwall), where the river ceases to form the boundary line between the two countries, and allocating to Canada the completion of the New Welland Ship Canal and the improvement of the river from the forty-fifth parallel aforesaid to the sea, and

WHEREAS, approximately one-half of the tasks assigned to each Government has either been completed, is in process of completion or already authorized by one or other of the two Governments, and approximately one-half of the total cost of the through seaway has either been expended, in process of being expended or involved in authorizations already made, all of which have been carried out and are capable of being completed without any treaty, and

WHEREAS, engineering authorities in Canada and the United States, acting officially both as Joint Board and severally, have agreed upon engineering plans and costs and unanimously declared that the International Rapids Section forty-eight (48) miles of the St. Lawrence River, extending from Ogdensburg to the International Boundary must, for economic reasons, be developed for navigation and power jointly, and

WHEREAS, the State of New York, with the clear intent of delaying or obviating the completion of a through sea way, via the St. Lawrence, and advancing a deep water route across the State of New York, has caused to be prepared engineering plans, which if permitted to be carried out, will, under the most favorable conditions postpone through navigation seventeen years, but predictably a generation, and in the meantime afford New York opportunity to transfer its barge canals to the Federal Government and, under the pseudonym "all-American", embark the Government upon the staggering and almost useless expense of deepening or widening them for the passage of lake ships down to the port of New York for

transfer to the ocean carrier, but not admitting the ocean ship to the Great Lakes, thus denying to mid-continental areas direct access to the sea, and

WHEREAS, no development of this International Rapids Section of the river can be undertaken by either country or any agency in either country without an agreement or treaty appropriate thereto, having first been entered into between Canada and the United States, and

WHEREAS, the landlocked interior of the United States is deeply concerned and in emergent need of the relief which would accrue to that area by the opening of such sea way and the citizens of New York State also are directly interested in the improvement and early utilization of the large reservoir of cheap power which would be made available by such joint development, and

WHEREAS, the need exists for a formula or plan that will effect the development of this section of the river for navigation and power at the earliest possible date, by employing the most practical, the most expeditious and best agency or agencies for that purpose.

THEREFORE BE IT RESOLVED, by the House of Representatives of the State of Montana, that the President of the United States be and is requested to proceed to a treaty with Canada for the development of the aforesaid International Rapids Section of the St. Lawrence River at the earliest possible date and in accordance with the plans agreed upon by the Joint Board of Engineers, or such amendment to or changes in said plans as may be subsequently adopted by such Joint Board, and

BE IT RESOLVED, that in such improvement all permanent works such as dams and navigation works be constructed by the Governments of the United States and Canada, along the general lines of assignment of tasks and division of costs outlined in the correspondence between the two countries, but not the power house, super-structures of installation of power machinery, and

BE IT FURTHER RESOLVED, that the Congress of the United States be and is hereby requested to enact the necessary preliminary legislation declaring all lands and the entire flow of the St. Lawrence River, extending from the shore of the International Boundary Line in the river, from Lake Ontario to the forty-fifth parallel, where the river ceases to form the boundary between the two nations, necessary for the purposes of navigation of said waters and the waters connected therewith, and

BE IT FURTHER RESOLVED, that a copy of these resolutions be spread upon the Journal of the House, and that a copy thereof properly attested by the Speaker and the Clerk of the House, be transmitted to the Senators and Representatives in Congress from Montana, and a copy to the President of the United States.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 158, 267, 275, 304, Sub. H. B. No. 308, House Bills Nos. 315, 323, 343, 344, 351, 357, 380, 384, 398, 399, 410, 411, 412, 419, 441, H. J. R. No. 7.

GREEN Chairman.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 409, 426.

NYQUIST, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS

H. B. No. 267, introduced by Replogle, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Blewett, Brown (Cascade), Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cran-

ston, Curran, Darlinton, Dellow, Doran, Dunn, Erickson, Fairgrieve, Grabow, Graff, Green, Haight, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McDermott, McFarland, Merriman, Meyer, Minnick, Nelstead, O'Day, Pappin, Replogle, Rigg, Roll, Ryder, Salyerds, Sample, Shannon, Spangler, Stewart, Troy, Ueland, Andrew; Vollmer, Waite, Watson (Meagher), Wilson, Woodcock, Mr. Speaker. Total 60.

Noes: Bechtel, Benjamin, Brown (Gallatin), Budas, Dougherty, Ekgren, Finlen, Gordon, Hagestad, Hamilton (Phillips), Hanson, Knight, Lewis, Martin, McCormack, Metlen, Miller, Moss, Nyquist, Parker, Pauly, Porter, Quamme, Ralph, Ross, Sheffer, Southmayd, Ueland, R. R., Waring, Watson (Missoula), Willard. Total 31.

Absent and not voting: Buck, Freed, Goodwin, Morris, Murphy, O'Connell, Schilling, Sullivan, Swope, Tinsley. Total 10.

H. E. No. 158, introduced by Leavitt and Dellwo, A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article 12 of the Constitution of the State of Montana, as amended, providing for county boards of equalization and prescribing their functions; creating a public control commission in place and stead of the State Board of Equalization and the Railroad Commission, providing for the membership and appointment of the commissioners, and the filling of vacancies and defining and prescribing its powers and duties".

Be it enacted by the Legislative Assembly of the State of Montana:

Section 1. That Section 15 of Article 12 of the Constitution of the State of Montana, as amended, be further amended, so that as amended it will read as follows:

"Section 15. The Board of County Commissioners, or similar boards or officers of each county shall constitute the Board of Equalization. The duties of such Board shall be to adjust and equalize the valuation of taxable property within their respective county and also such adjustments and equalizations may be supervised, reviewed, changed, increased, or decreased by the Public Control Commission. The Public Control Commission shall be composed of seven members, consisting of three members of the Board of Examiners and four members to be appointed by the Board of Examiners. The appointive members shall serve for a term of six years, except that the terms of the appointive members constituting the first board shall be so made that no two of such terms shall expire in the same calendar year. Vacancies in the Board of Appointive members shall be filled in the same manner as the original appointments. The Public Control Commission shall adjust and equalize the valuation of taxable property among the several counties and the different classes of taxable property in any county and in the several counties and between individual taxpayers, supervise and review the acts of the County Assessors and County Boards of Equalization, change, increase, or decrease valuations made by county assessors or equalized by County Boards of Equalization, and exercise such authority and do all things necessary to secure a fair, just and equitable valuation of all taxable property among counties, between different classes of property and between individual taxpayers. The Public Control Commission shall also have power to fix, regulate or establish rates, orders, and other charges made by railroad companies, common carriers, bus lines, and public utilities of all kinds, and to regulate the mode and manner of all investigations and hearings concerning rates, charges, and all grievances, against railroad companies, common carriers, and public utilities and all persons or municipalities in any manner interested therein and possess all the powers and functions of the railroad and public service commissions and the State Board of Equalization prescribed by law, and also be clothed with such other powers and shall perform such other duties as may be prescribed by law".

Section 2. This amendment shall be submitted to the qualified electors of the State of Montana for ratification by separate official ballots to be

provided for that purpose at the general election to be held in November 1932, which shall have printed thereon all of Section 15 of Article 12 of the Constitution as proposed to be amended by this Act, and below the same shall be printed the following words:

For the Amendment to the Constitution relating to the creation of a Public Control Commission.

Against the Amendment to the Constitution relating to the creation of a Public Control Commission.

The elector shall designate his preference for either of the propositions by making an "X" in the square before the proposition desired.

Section 3. The votes cast for and against the Amendment above proposed shall be counted, canvassed and determined by such officials and in such manner as is provided by law, and if a majority of all votes cast at such election for and against such Amendment shall be in favor of the Amendment, the Governor of the State shall immediately so declare by public proclamation, and the Amendment shall be in full force and effect as a part of the Constitution from and after the date of such proclamation.

Section 4. All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 5. This Act shall be in full force and effect from and after its passage and approval", having been read three several times, at length, was passed by the necessary two-thirds majority vote, as follows:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Nelstead, Nyquist, Pappin, Pauly, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: Adair, Stewart, Watson (Missoula). Total 3.

Absent and not voting: Goodwin, Morris, Murphy, O'Connell, O'Day, Schilling, Sullivan, Tinsley. Total 8.

H. B. No. 275, introduced by Committee on Education, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Troy, Ueland, Andrew; Ueland R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Goodwin, Metlen, Minnick, Morris, Moss, O'Connell, Schilling, Sullivan, Tinsley. Total 9.

H. B. No. 304, introduced by Merriman, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Gordon, Grabow, Green, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Moss, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: Freed, Graff, Hagestad, Haight, Hamilton (Phillips), Quamme. Total 6.

Absent and not voting: Fairgrieve, Goodwin, Metlen, Minnick, Morris, Murphy, O'Connell, Roll, Schilling, Sullivan, Tinsley. Total 11.

Sub. H. B. No. 308, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Casey, Coffee, Cooney, Cranston, Dellwo, Dougherty, Dunn, Erickson, Fairgrieve, Finlen, Graff, Haight, Hamilton (Phillips), Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Moss, Nelstead, O'Day, Pappin, Parker, Porter, Replogle, Roll, Rolph, Salyerds, Sample, Southmayd, Swope, Troy, Ueland, Andrew; Waite, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 58.

Noes: Benjamin, Burke, Burrell, Chapman, Cole, Curran, Darlington, Doran, Ekegren, Freed, Gordon, Grabow, Green, Hagestad, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Logan, Miller, Minnick, Nyquist, Pauly, Quamme, Rigg, Ryder, Sheffer, Spangler, Ueland, R. R., Vollmer, Waring. Total 31.

Absent and not voting: Goodwin, Metlen, Morris, Murphy, O'Connell, Ross, Schilling, Shannon, Stewart, Sullivan, Tinsley, Willard. Total 12.

H. B. No. 315, introduced by Vollmer and O'Connell, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: Dougherty, Ryder. Total 2.

Absent and not voting: Coffee, Goodwin, Metlen, Morris, Murphy, O'Connell, Ross, Schilling, Stewart, Sullivan, Tinsley. Total 11.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 443, A Bill for an Act entitled: "An Act

to provide for the support of the Government of Montana for the years 1931 and 1932", respectfully report as follows: That H. B. No. 443, recommend that said bill do not pass, and recommend that Substitute H. B. No. 443, A Bill for an Act entitled: "An Act to provide for the support of the Government of Montana for the years 1931 and 1932", do pass.

DUNN, Chairman.

On motion by Dunn, report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 445, A Bill for an Act entitled: "An Act providing for an additional tax levy for the support, maintenance and improvement of the University of Montana, Agricultural Experiment Station and Extension Service for the years 1931 and 1932, pursuant to the provisions of Chapter 138 of the Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929 referred to and approved by the people of the State of Montana, at the general election held in November, 1930, the same being known as Referendum Measure Number Thirty-four", respectfully recommend that H. B. No. 445, be amended as follows: By striking out in Section 1, line 14, page 1, the words "three mills" and inserting in lieu thereof the words "two and one-half mills"; by striking out in line 3, page 2, the word and figure "Three (3)" and inserting in lieu thereof the words and figures "Two and one-half (2½)"; by striking out in line 9, page 2, the word and figure "Three (3)", and inserting in lieu thereof the words and figures "Two and one-half (2½)"; by striking out in Section 2, line 22, page 2, after the figures "1932", the word and figure "Three (3)", and inserting in lieu thereof the words and figures "Two and one-half (2½)"; by striking out in line 10, page 3, the word and figure "Three (3)", and inserting in lieu thereof the words and figures "Two and one-half (2½)" by striking out in line 16, page 3, the word and figure "Three (3)", and inserting in lieu thereof the words and figures "Two and one-half (2½)"; and as so amended recommend that the bill do pass.

DUNN, Chairman.

On motion by Dunn, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the rules of previous sitting. Motion seconded and carried.

Brown of Gallatin in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 428, 444, Sub. H. B. No. 182, H. B. No. 216, H. B. No. 352, H. J. R. No. 8, respectfully recommend:

That H. B. No. 428, have the enacting clause stricken.

H. B. No. 444, do pass.

Sub. H. B. No. 182, be amended as follows: Amend Section 2 by striking out in line 1 and line 2 the words "declared null and void", and inserting in lieu thereof the word "repealed"; that the enacting clause be stricken from Sub. H. B. No. 182.

H. B. No. 216, do pass.

H. B. No. 352, do pass.

H. J. R. No. 8, be adopted.

BROWN, Chairman.

On motion by Brown, report adopted.

On request by Nelstead the Committee on Revenue and Taxation was excused to consider bills in the committee.

THIRD READING OF HOUSE BILLS

H. B. No. 323, introduced by Stewart, Darlington and Bechtel, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Blewett, Brown (Gallatin), Buck, Budas, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Nyquist, O'Connell, O'Day, Pappin, Pauly, Quamme, Rigg, Rolph, Ross, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Arnold (Stillwater), Benjamin, Brown (Cascade), Burke, Burrell, Casey, Cooney, Fairgrieve, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Metlen, Moss, Murphy, Nelstead, Parker, Porter, Replogle, Roll, Ryder, Salyerds, Sample, Sullivan, Ueland, Andrew. Total 26.

H. B. No. 343, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Brown (Gallatin), Budas, Burrell, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Nyquist, O'Connell, Pappin, Porter, Pauly, Quamme, Rigg, Rolph, Ross, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 73.

Noes: Hamilton (Musselshell). Total 1.

Absent and not voting: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Cascade), Buck, Burke, Casey, Cooney, Dellwo, Fairgrieve, Hodgskiss, Jarrett, Knight, Kruse, Metlen, Murphy, Nelstead, O'Day, Porter, Replogle, Roll, Ryder, Salyerds, Sample, Sullivan, Ueland, Andrew. Total 27.

H. B. No. 344, introduced by Schilling by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Blewett, Brown (Gallatin), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Nyquist, O'Connell, Parker, Pauly, Quamme, Rigg, Ross, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Wilson, Willard, Woodcock, Mr. Speaker. Total 74.

Noes: Goodwin. Total 1.

Absent and not voting: Bechtel, Benjamin, Brown (Cascade), Burke, Cooney, Dellwo, Fairgrieve, Doran, Hodgskiss, Jarrett, Knight, Kruse, Metlen, Murphy, Nelstead, O'Day, Pappin, Porter, Replogle, Roll, Rolph, Ryder, Salyerds, Sample, Sullivan, Ueland, Andrew. Total 26.

H. B. No. 351, introduced by Replogle, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dougherty, Dunn, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Nyquist, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland, R. R., Vollmer, Waite, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Benjamin, Brown (Cascade), Burke, Cooney, Dellwo, Doran, Ekegren, Hodgskiss, Jarrett, Metlen, Moss, Murphy, Nelstead, O'Connell, O'Day, Pappin, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sullivan, Troy, Ueland, Andrew; Waring, Watson (Meagher). Total 27.

H. B. No. 357, introduced by Sample, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Doran, Dunn, Ekegren, Erickson, Freed, Goodwin, Gordon, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Knight, Kruse, Leavitt, Lewis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Sample, Schilling, Shannon, Sheffer, Southmayd, Stewart, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Benjamin, Brown (Cascade), Burke, Cooney, Dellwo, Dougherty, Fairgrieve, Finlen, Grabow, Graff, Jarrett, Lillis, Logan, Metlen, Moss, Murphy, Nelstead, O'Day, Roll, Ryder, Salyerds, Spangler, Sullivan, Troy, Watson (Meagher). Total 25.

H. B. No. 380, introduced by Cole, Logan, Lillis, Waring and Graff, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Schilling, Shannon, Sheffer, Southmayd, Spangler, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: Haight, Sample. Total 2.

Absent and not voting: Buck, Dougherty, Grabow, Graff, Lillis, Logan, Metlen, Moss, Murphy, Nelstead, O'Day, Roll, Ryder, Salyerds, Stewart, Sullivan, Troy, Watson (Meagher). Total 18.

H. B. No. 384, introduced by Fairgrieve, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Buck, Dougherty, Freed, Graff, Moss, Murphy, Nelstead, O'Day, Roll, Ross, Ryder, Salyerds, Sullivan, Watson (Meagher). Total 14.

H. B. No. 398, introduced by Benjamin and Rolph, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Nyquist, O'Connell, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Woodcock, Mr. Speaker. Total 80.

Noes: McCormack, McFarland, Sample, Watson (Missoula), Wilson. Total 5.

Absent and not voting: Bechtel, Buck, Dellwo, Dougherty, Freed, Graff, Moss, Murphy, Nelstead, O'Day, Parker, Roll, Salyerds, Schilling, Sullivan, Troy. Total 16.

H. B. No. 399, introduced by Moss, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Vollmer, Waite, Waring, Watson (Meagher), Willard, Woodcock, Mr. Speaker. Total 80.

Noes: Lewis, Ueland, Andrew; Ueland, R. R., Watson (Missoula), Wilson. Total 5.

Absent and not voting: Buck, Cranston, Dougherty, Finlen, Freed, Graff, Hagestad, Haight, Knight, Meyer, Moss, Murphy, O'Day, Roll, Salyerds, Sullivan, Troy. Total 16.

H. B. No. 410, introduced by Blewett, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Replogle, Rigg, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Buck, Dougherty, Freed, Graff, Haight, Haverfield, Jarrett, Knight, Meyer, Moss, Murphy, O'Day, Quamme, Roll, Salyerds, Sullivan, Swope, Troy. Total 18.

H. B. No. 411, introduced by Blewett, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Miller, Minnick, Morris, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Hamilton (Musselshell). Total 1.

Absent and not voting: Arnold (Stillwater), Dougherty, Freed, Graff, Jarrett, Knight, McFarland, Meyer, Moss, Murphy, O'Day, Roll, Salyerds, Sullivan, Troy. Total 15.

H. B. No. 412, introduced by Committee on Fish and Game, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Nelstead, Nyquist, O'Connell, Pappin, Parker, Porter, Quamme, Rigg, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland, Andrew; Ueland R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: Haight, Pauly. Total 2.

Absent and not voting: Arnold (Stillwater), Dougherty, Freed, Graff, Jarrett, Knight, McFarland, Moss, Murphy, O'Day, Replogle, Roll, Salyerds, Sullivan, Troy. Total 15.

H. B. No. 419, introduced by Committee on Judiciary, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ross, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland, Andrew; Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Mr. Speaker. Total 81.

Noes: Hamilton (Musselshell). Total 1.

Absent and not voting: Benjamin, Buck, Dougherty, Freed, Graff, Jarrett, Knight, Kruse, McFarland, Moss, Murphy, O'Day, Replogle, Roll, Ryder, Salyerds, Sullivan, Troy, Ueland, R. R. Total 19.

H. B. No. 441, introduced by Dougherty by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ross, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None,

Absent and not voting: Blewett, Buck, Dougherty, Freed, Graff, Jarrett, Knight, Kruse, McFarland, Moss, Murphy, O'Connell, O'Day, Replogle, Roll, Ryder, Salyerds, Sullivan, Troy. Total 19.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 183, 310, 331, 333, 339, 356, 358, 378, 448, Sub. H. B. No. 211.

NYQUIST, Chairman.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration S. B. No. 33, introduced by Husband, A Bill for an Act entitled: "An Act to amend Section 1998 of the Revised Codes of Montana of 1921, relating to exemptions from taxation", respectfully report as follows: That S. B. No. 33, be concurred in.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 359, introduced by Bechtel, A Bill for an Act entitled: "An Act amending Section 1998 of the Revised Codes of Montana of 1921, relating to exemptions from taxation", respectfully report as follows: That H. B. No. 359, do pass, and be referred to General Orders without reprinting.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

Mr. Speaker: We, a majority of your Committee on Revenue and Taxation, having had under consideration H. B. No. 140, introduced by Fairgrieve, A Bill for an Act entitled: "An Act to impose a certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in through sale, barter or exchange of cigars, cheroots, stogys, cigarettes, manufactured tobacco and snuff sold and/or distributed by any person, firm, association, joint stock company, syndicate or corporation in this state, and to provide methods and penalties for its enforcement, and to appropriate the revenues derived from this tax to the General Fund of the State", respectfully report as follows: That H. B. No. 140, do not pass, but that Substitute H. B. No. 140, introduced by Committee on Revenue and Taxation, A Bill for an Act entitled: "An Act to impose certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in through sale, barter or exchange of cigarettes, cigarette papers or wrappers; providing methods for the enforcement of this Act; providing penalties for the violation and providing for the collection of said tax and depositing the same to the credit of the "Cigarette License Tax Fund" and providing for the State Treasurer to transfer the unexpended portion to the "State Institutions Bond Interest and Sinking Fund" for the payment of interest and redemption of the three million dollar bond issue authorized under Referendum No. 33 of 1930", do pass.

NELSTEAD
METLEN
DELLWO
McCORMACK
JARRETT
HODGSKISS
EKEGREN
BROWN (Cascade)
SAMPLE

Mr. Speaker: We, your minority of your Committee on Revenue and Taxation, having had under consideration H. B. No. 140, introduced by Fairgrieve, A Bill for an Act entitled: "An Act to impose certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in through sale, barter or exchange of cigars, cheroots, stogys, cigarettes, manufactured tobacco and snuff sold and/or distributed by any person, firm, association, joint stock company, syndicate or corporation in this state, and to provide methods and penalties for its enforcement, and to appropriate the revenues derived from this tax to the General Fund of the State", respectfully report as follows: That H. B. No. 140, do not pass, and that Substitute H. B. No. 140, introduced by Committee on Revenue and Taxation, A Bill for an Act entitled: 'An Act to impose certain license fees and taxes on the business of handling, receiving, selling, offering for sale and dealing in through sale, barter or exchange of cigarettes, cigarette papers or wrappers; providing methods for the enforcement of this Act; providing penalties for the violation and providing for the collection of said tax and depositing the same to the credit of the "Cigarette License Tax Fund" and providing for the State Treasurer to transfer the unexpended portion to the "State Institutions Bond Interest and Sinking Fund" for the payment of interest and redemption of the Three Million Dollar Bond Issue authorized under Referendum Number Thirty-three of 1930", do not pass.

BENJAMIN
RYDER
COONEY
BURKE
A. UELAND

Moved by Nelstead, that the majority report be adopted.

Substitute motion by Benjamin, that the minority report be adopted lost.

Majority report adopted by the following standing vote: Ayes, 42; Noes, 30.

MOTIONS AND RESOLUTIONS

Moved by Casey that the House reconsider its action on Sub. H. B. No. 182. Substitute motion by Meyer to table the motion to reconsider Sub. H. B. No. 182, carried.

Moved by Adair, that H. B. No. 329 be recalled from the Engrossing Committee and replaced on General Orders. Motion seconded and carried. So ordered.

Moved by Bechtel that H. B. No. 329, be placed at the head of the list on General Orders. Motion lost on standing vote.

Moved by Arnold (Stillwater), that the House reconsider its action on H. B. No. 412. Motion seconded and carried.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bills Nos. 311, 314, 422, 431, 434, 449.

NYQUIST, Chairman.

Report adopted.

Moved by Leavitt that the House adjourn until Sunday, February 22, 1931, at 1:00 p.m. Motion seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FORTY-NINTH DAY

House of Representatives,
Helena, Montana, February 22, 1931.

House convened at 1:00 p.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present, except Murphy, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 48th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration S. B. No. 64, introduced by Committee on Counties and Towns, A Bill for an Act entitled: "An Act to amend Sections 4531, 4532 and 4533 of the Revised Codes of Montana of 1921, relating to the application of destitute persons seeking relief; the residence of said persons; and providing temporary relief to non-residents; and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That S. B. No. 64, be amended as follows: By striking in line 6 of Section 1 of the original bill after the word "County" the words: "one year", and inserting in lieu thereof the words "six months", and as amended, that S. B. No. 64, be concurred in.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration S. B. No. 82, introduced by Gustafson, A Bill for an Act entitled: "An Act authorizing the Board of County Commissioners to create a noxious weed destruction fund and authorizing the purchase and furnishing of poison to exterminate noxious weeds", respectfully report as follows: That S. B. No. 82, be concurred in.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration, S. B. No. 90, introduced by Committee on Counties and Towns, A Bill for an Act entitled: "An Act to amend Section 2160 of the Revised Codes of the State of Montana of 1921, relating to the computation of taxes by the County Clerk", respectfully report as follows: That S. B. No. 90, be concurred in.

PARKER, Chairman.

On motion by Parker, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: Sub. H. B. No. 186, H. B. Nos. 205, 241, 266, 270, 272, 286, 338, 366, 377, 382, 387, 394, 401, 405, 407, and 436.

GREEN, Chairman.

On motion by Green, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Arnold of Stillwater that H. B. No. 412 be taken from Third Reading and placed on General Orders. Motion seconded and carried.

Moved by Merriman that H. B. No. 338 be taken from Third Reading and referred to Committee on Judiciary. Motion lost.

The following resolution was submitted and read at length:

RESOLUTION by Stewart of Lewis & Clark.

WHEREAS a statement has been published in Montana newspapers to the effect that the present session of the Legislature will cost the taxpayers of this state at least \$10,000 dollars more than any previous session, and the charge has been made that a large part of the increased cost is due to the employment of additional and unnecessary employees, and

WHEREAS it is important that the members of this House and the people of the state should know just where the cost of the session has been increased and for what reasons:

NOW, THEREFORE, BE IT RESOLVED that the Employment Committee of this House be instructed to proceed at once to an investigation of the matter of legislative expense of the present session with due attention to the itemization and allocation of the expenses of the session between the two Houses, and with reference to salaries of members, employees, cost of supplies, and all other expenses going to make up the total expense of the session.

BE IT RESOLVED that this House be furnished with such statement not later than Wednesday, February 25th, 1931.

STEWART, Lewis & Clark.

On motion by Stewart, resolution adopted.

Moved by Benjamin that Section 3 of Rule No. 35 be suspended for the purpose of introducing a bill relative to a fund for the Highway Commission. Motion seconded and carried. Referred to Committee on Rules, Joint Rules and Order of Business.

H. J. R. No. 7, introduced by Committee on Federal Relations, having been read three several times, title and history agreed upon, was adopted by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Freed, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Lewis, Lillis, Manning, Martin, McCormack, McDermott, McFarland, Merri-man, Metlen, Meyer, Miller, Minnick, Morris, Moss, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Spangler, Swope, Troy, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 79.

Noes: Adair, Benjamin, Cooney, Finlen, Goodwin, Gordon, Hamilton (Musselshell), Leavitt, Mason, O'Day, Southmayd, Stewart, Ueland, Andrew; Mr. Speaker. Total 14.

Absent and not voting: Arnold (Stillwater), Fairgrieve, Knight, Logan, Murphy, Sullivan, Tinsley, Waite. Total 8.

Sub. H. B. No. 186, introduced by Bechtel, Darlington and Meyer, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Adair, Dougherty, Goodwin, Hamilton (Musselshell), Schilling, Stewart, Watson (Missoula). Total 7.

Absent and not voting: Arnold (Stillwater), Buck, Fairgrieve, Knight, Murphy, Ross, Sullivan, Tinsley, Waite. Total 9.

H. B. No. 205, introduced by Committee on Irrigation and Water Rights, having been read three several times at length, title and history agreed upon was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Chapman, Coffee, Cole, Cooney, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Finlen, Freed, Goodwin, Grabow, Graff, Green, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Leavitt, Logan, Mason, McFarland, Metlen, Minnick, Morris, Moss, Nelstead, O'Connell, Pauly, Porter, Replogle, Rigg, Roll, Rolph, Salyerds, Southmayd, Spangler, Stewart, Swope, Troy, Ueland, Andrew; Vollmer, Waring, Watson (Meagher), Willard, Mr. Speaker. Total 57.

Noes: Blewett, Casey, Cranston, Curran, Erickson, Gordon, Hagestad, Haight, Hamilton (Phillips), Hanson, Kruse, Lewis, Manning, Martin, McCormack, McDermott, Meyer, Miller, Nyquist, Quamme, Ryder, Sample, Shannon, Sheffer, Ueland, R. R., Watson (Missoula), Wilson, Woodcock. Total 28.

Absent and not voting: Arnold (Stillwater), Benjamin, Burrell, Fairgrieve, Knight, Lillis, Merriman, Murphy, O'Day, Pappin, Parker, Ross, Schilling, Sullivan, Tinsley, Waite. Total 16.

H. B. No. 241, introduced by Fairgrieve, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty,

Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Nelstead, Nyquist, O'Connell, O'Day, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Arnold (Stillwater), Benjamin, Fairgrieve, Henderson, Lillis, Murphy, Pappin, Parker, Ross, Ryder, Stewart, Sullivan, Tinsley, Waite. Total 14.

H. B. No. 266, introduced by Lillis, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Blewett, Brown (Gallatin), Buck, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dunn, Erickson, Finlen, Gordon, Grabow, Graff, Green, Haight, Hamilton (Phillips), Hanson, Henderson, Jarrett, Knight, Leavitt, Lillis, Logan, Manning, Martin, Mason, McDermott, Metlen, Morris, Nelstead, Nyquist, O'Connell, Parker, Pauly, Replogle, Rigg, Roll, Salyerds, Schilling, Sheffer, Southmayd, Spangler, Stewart, Tinsley, Waring, Willard, Wilson, Mr. Speaker. Total 59.

Noes: Budas, Dougherty, Ekegren, Fairgrieve, Freed, Goodwin, Hagestad, Hamilton (Musselshell), Haverfield, Hodgskiss, Kruse, Lewis, McCormack, McFarland, Merriman, Meyer, Miller, Minnick, Porter, Quamme, Rolph, Sample, Shannon, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Watson (Meagher), Woodcock. Total 30.

Absent and not voting: Arnold (Stillwater), Benjamin, Brown (Cascade), Moss, Murphy, O'Day, Pappin, Ross, Ryder, Sullivan, Waite. Total 11.

Passed vote: Watson (Missoula). Total 1.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under rules of previous sitting. Motion seconded and carried.

Metlen of Beaverhead in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 71, 319, 348, 363, 369, 383, 393, 395, respectfully recommend:

That consideration of H. B. No. 71 passed temporarily.

H. B. No. 319, do pass.

H. B. No. 348, do pass.

H. B. No. 363, consideration passed for the day.

H. B. No. 369 amended as follows: By striking out all of Section 18; that H. B. No. 369, as amended, do pass.

H. B. No. 383, enacting clause be stricken.

That consideration of H. B. No. 393 be passed temporarily.

H. B. No. 395, do pass.

METLEN, Chairman.

On motion by Metlen, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under rules of previous sitting.

Pauly of Powell in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 71, 393, 413, 420, 423, 435, 438, 440, 446, 447, Senate amendments to Sub. H. B. No. 63, Sub. H. B. No. 262, respectfully recommend that:

H. B. No. 393 be amended as follows: Amend title by adding after the word, "burned" in line 4 of printed bill the following: "and shore lands and releasing the same from restrictions of disposal for purposes of this act"; amend the title further by adding after the word "Montana" in the last line of the title the following: "Providing when this act shall become effective"; amend Section 1 by adding to Section 1 the following sentence: "That for the purpose of such exchange, all lands now owned by the State, including those referred to in Section 1 of Chapter 179 of Laws enacted by the 19th legislative assembly of the State of Montana and Section 66 of Chapter 60 of the Laws enacted by the 20th legislative assembly of the State of Montana, are subject to be offered for such exchange and any restrictions against their sale or disposal are for the purpose of such exchange hereby released"; that H. B. No. 393, as amended, do pass.

H. B. No. 413, amended as follows: Amend Section 1 by inserting after line 41 the following words and figures "Bureau of Civilian Rehabilitation—From the General Fund—For other Operating Expenses, Fifteen Hundred Dollars . . . \$1500.00"; amend Section 1 of the original bill by inserting in lines 17, 18, 19, and 20 the following words and figures "Bureau of Child and Animal Protection—From the General Fund—For other Operating Expenses, Five Hundred Dollars . . . \$500.00"; that H. B. No. 413, as amended, do pass.

H. B. No. 420, be amended as follows: By striking out all of Section 4; that H. B. No. 420, as amended, do pass.

H. B. No. 423, amended as follows: Amend by adding a new section reading "Section 11. Appropriations hereinabove provided for shall be deemed and held valid notwithstanding the provisions of the Budget Act"; and by renumbering Section 11 to read Section 12 and by renumbering Section 12 to read Section 13. Amend Section 4, by placing a period after the word "practicable" in line 6 and striking all the rest of lines 6 and 7; that H. B. No. 423, as amended, do pass.

H. B. No. 435, amended as follows: Amend Section 8 by striking out in line 1 the word "hereinafter" and inserting in lieu thereof the word "hereinbefore"; that H. B. No. 435, as amended, do pass.

Consideration of H. B. No. 438 passed temporarily.

H. B. No. 440, amended as follows: Amend Section 1 by striking out in line 10, printed bill, after the word "succession" and before the word "judgment" the word "with"; and insert in lieu thereof the word "will"; amend H. B. No. 440 by striking out all of Section 3; that H. B. No. 440, as amended, do pass.

H. B. No. 446, do pass.

H. B. No. 447, consideration passed temporarily.

Senate amendments to Sub. H. B. No. 63, concurred in.

Sub. H. B. No. 262, enacting clause stricken.

PAULY, Chairman.

On motion by Pauly, report adopted.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 147, 216, 261, 326, Sub. H. B. Nos. 352 and 444, H. J. R. No. 8.

GREEN, Chairman.

Report adopted.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bill No. 445, Sub. H. B. No. 140, Sub. H. B. No. 443, House Substitute for Senate Bill No. 81.

NYQUIST, Chairman.

Report adopted.

Moved by Leavitt that the House recess until 8:00 p.m. Motion seconded and carried.

HOUSE RESUMED

House resumed at 8:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

THIRD READING OF HOUSE BILLS

H. B. No. 270 introduced by Committee on Fish and Game, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Morris, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Stewart, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Burrell, Fairgrieve, Freed, Jarrett, Martin, Metlen, Minnick, Moss, Murphy, Nelstead, O'Connell, Southmayd, Spangler, Sullivan, Vollmer. Total 15.

H. B. No. 272, introduced by Committee on Education, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Chapman, Fairgrieve, Freed, Jarrett, Martin, Minnick, Moss, Murphy, Nelstead, O'Connell, Ryder, Sullivan, Vollmer. Total 13.

H. B. No. 286, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Metlen, Meyer, Miller, Morris, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Schilling, Shannon, Sheffer, Stewart, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: Burrell, Fairgrieve, Haight, Hanson, Merriman, Nyquist, Replogle, Ryder, Salyerds, Sample. Total 10.

Absent and not voting: Adair, Chapman, Freed, Kruse, Martin, Minnick, Moss, Murphy, Nelstead, O'Connell, Southmayd, Spangler, Sullivan, Vollmer. Total 14.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that H. B. No. 358, be placed at the head of General Orders. Motion seconded and carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under rules of previous sitting. Motion seconded and carried.

Rigg of Hill in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. No. 358, 359, respectfully recommend: That H. B. No. 358, amended as follows: Amend the title by adding after the word "therefor" the following: "and to repeal Chapter 121 of the Laws of the 18th Legislative Assembly of Montana, 1923, and to repeal Chapter 162 of the Laws of the 19th Legislative Assembly of Montana, 1925"; amend Section 29 by striking out in line 3 of printed bill, the words: "medicine and surgery", and inserting in lieu thereof the words: "his profession"; amend Section 29 by striking out in lines 4, 5, 6, of printed bill, the words: "and he shall be a resident elector of the city and county for at least 2 years next preceding the date of his appointment by said mayor and confirmation by the commission"; amend Section 29 by striking out in line 12 of printed bill the words and figures "Four Thousand Dollars (\$4,000.00)" and inserting in lieu thereof the words and figures "Five Thousand Dollars (\$5,000.00); amend Section 29 by inserting in line 22 of printed bill after the words and figures "Four Thousand Dollars (\$4,000.00)," the following: The nurses employed by the Department of Health, shall be known as Public Health Nurses, and may not necessarily be qualified elector, as herein provided for other employees"; amend Section 58 by adding in line 1 after the word "repeal" and before the word "all" the following: "Chapter 121 of the Laws of the 18th Legislative Assembly of Montana, 1923, and Chapter 162 of the Laws of the 19th Legislative Assembly of Montana, 1925, and"; that enacting clause be stricken from H. B. No. 358.

H. B. No. 359, do pass.

RIGG, Chairman.

Moved by Rigg that report be adopted.

Moved by Schilling that H. B. No. 358 be segregated from the Report of Committee of the Whole.

Substitute motion by McCormack that the motion to segregate H. B. No. 358 be tabled and roll call requested by Schilling.

On roll call, substitute motion lost by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Buck, Budas, Burrell, Casey, Cole, Curran, Dellwo, Ekegren, Erickson, Fairgrieve, Gordon, Hagestad, Haight, Hamilton (Muselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Lewis, Lillis, Logan, McCormack, McFarland, Merriman, Miller, Nelstead, Nyquist, Parker, Quamme, Ryder, Sample, Shannon, Sheffer, Stewart, Swope, Ueland, Andrew; Ueland, R. R., Waite, Waring, Wilson, Woodcock. Total 45.

Noes: Adair, Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Burke, Chapman, Coffee, Cooney, Cranston, Darlinton, Doran, Dougherty, Dunn, Finlen, Freed, Goodwin, Grabow, Graff, Green, Hamilton (Phillips), Knight, Leavitt, Manning, Mason, McDermott, Metlen, Meyer, Minnick, Morris, Pappin, Pauly, Porter, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Schilling, Spangler, Tinsley, Troy, Watson (Meagher), Watson (Missoula), Willard, Mr. Speaker. Total 48.

Absent and not voting: Martin, Moss, Murphy, O'Connell, O'Day, Southmayd, Sullivan, Vollmer. Total 8.

H. B. No. 358 segregated from report of Committee of the Whole. Report of Committee of the Whole on H. B. No. 359 adopted on motion by Rigg.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the following rules: Proponents and opponents allowed four minutes on the main bills and all others two minutes; on amendments, proponents and opponents two minutes and all others one minute; and no one talk for more than once on bill or amendment; that all bills be read by title, history and section number only unless otherwise requested by a member.

Motion seconded and carried.

Rigg of Hill in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 358, 329, 183, Sub. H. B. No. 211, 310, 311, 314, 331, 333, 339, 356, respectfully recommend that:

H. B. No. 358, enacting clause be stricken.

H. B. No. 329, enacting clause be stricken.

H. B. No. 183 and Sub. H. B. No. 211, consideration passed for the day.

H. B. No. 310, amended as follows: Amend Section 1 by inserting in line 13, before the word "such" the figure (2) and in line 14 by striking out in line 14 the word "as" and inserting in lieu thereof the words "and which"; that H. B. No. 310, as amended, do pass.

H. B. No. 311, do pass.

H. B. No. 314, consideration passed for the day.

H. B. No. 331, consideration passed for the day.

H. B. No. 333, amended as follows: Amend title by striking out in line 6 the words "City and"; and inserting in lieu thereof the word "or"; that enacting clause be stricken.

H. B. No. 339, amended in Section 1, by striking out the figures "1931" in line 4, printed bill, and inserting in lieu thereof the figures "1932"; that H. B. No. 339, as amended, do pass.

H. B. No. 356, do pass.

RIGG, Chairman.

On motion by Rigg, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the rules of the previous sitting.

Motion seconded and carried.

Nelsead of Carter in the chair.

Committee arose.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 378, 409, 422, 426, 431, 434, 448, 449, 412, respectfully recommend:

That H. B. No. 378, be amended as follows: Amend Section 1 by striking out in lines 1 and 2 the words "any domestic animal or animals" and inserting in lieu thereof the word "livestock" in line 1; amend Section 1 by striking out in line 5 the words "domestic animal" and inserting in lieu thereof the word "livestock"; further consideration of H. B. No. 378, passed for the day.

H. B. No. 409, do pass.

H. B. No. 422, do pass.

H. B. No. 426, do pass.

H. B. No. 431, enacting clause stricken.

Consideration of H. B. Nos. 434, 448 and 449, passed for the day.

Reverted to H. B. No. 422, amended as follows: Amend Section 6 by striking out in lines 6 and 7 the words "State Board of Equalization" and inserting in lieu thereof the words "Public Service Commission"; amend Section 9 by striking out in line 10, the words, "State Board of Equalization" and inserting in lieu thereof the words "Public Service Commission"; that H. B. No. 422, as amended, do pass.

H. B. No. 412, be amended as follows: Amend Section 1 by inserting in line 9 of the printed bill after the word "that" the following "during both the open and closed season"; that H. B. No. 412 as amended, do pass.

NELSTEAD, Chairman.

Moved by Nelstead that report be adopted.

Moved by Meyer that H. B. No. 431 be segregated from the report and roll call requested.

Call of House moved and properly seconded.

On roll call all members present except: Brown (Cascade), Murphy, Southmayd, and Vollmer, excused.

Martin, Morris, Moss, O'Connell, Schilling, Sullivan, Willard, absent.

Moved by Dellwo that Call of House be dispensed with.

Motion seconded.

Substitute motion by Hamilton (Musselshell) that the Sergeant-at-Arms be instructed to bring the absentees before the bar of the House carried and so ordered.

Motion by Bechtel that the House reconsider its action instructing the Sergeant-at-Arms to bring in the absentees. Motion seconded and carried.

On motion by Dellwo that Call of House be dispensed with, motion seconded and carried. On roll call the motion by Finlen to table the motion by Meyer to segregate H. B. No. 431, carried by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Coffee, Cole, Cooney, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Finlen, Grabow, Graff, Green, Hamilton (Phillips), Henderson, Knight, Leavitt, Lillis, Logan, Mason, McDermott, McFarland, Merriman, Miller, Nelstead, O'Day, Pauly, Rigg, Salyerds, Swope, Tinsley, Waite, Waring, Watson (Meagher), Watson (Missoula), Wilson. Total 47.

Noes: Casey, Chapman, Cranston, Curran, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Lewis, Manning, McCormack, Metlen, Meyer, Minnick, Nyquist, Pappin, Parker, Porter, Quamme, Replogle, Roll, Rolph, Ross, Ryder, Sample, Shannon, Sheffer, Spangler, Stewart, Troy, Ueland, Andrew; Ueland, R. R., Woodcock, Mr. Speaker. Total 43.

Absent and not voting: Brown (Cascade), Martin, Morris, Moss, Murphy, O'Connell, Southmayd, Sullivan, Vollmer, Willard, Schilling. Total 11.

Motion by Nelstead to adopt report of Committee of the Whole carried.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Meyer that the House reconsider its action on H. B. No. 428, which was included in the Report of the Committee of the Whole. Motion lost by the following standing vote: Ayes, 19; Noes, 41.

Moved by Finlen that H. B. No. 387 be returned to General Orders. Motion seconded and carried.

Moved by Leavitt that the House adjourn until Monday, February 23, 1931, at 9:00 a.m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTIETH DAY

House of Representatives,
Helena, Montana, February 23, 1931.

House convened at 9:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except Blewett, absent.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 49th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate as of date February 21, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced, read first and second times, and referred to Committees

H. B. No. 269: Committee on Fish and Game.

H. B. No. 290: Committee on Stock Growing and Grazing.

H. B. No. 361: Committee on Stock Growing and Grazing.

H. B. No. 365: Committee on State Boards and Officers.

H. B. No. 368: Committee on Judiciary.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times and passed, title agreed to, and are herewith transmitted to the House for concurrence: S. B. No. 85, S. B. No. 98, S. B. No. 102.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by adverse Committee reports, report adopted, and bills are herewith returned to the House: H. B. No. 161; H. B. No. 181; H. B. No. 206; H. B. No. 232; Sub. H. B. No. 239; H. B. No. 248; H. B. No. 259; H. B. No. 288; H. B. No. 318; H. B. No. 321; H. B. No. 335.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day introduced without previous notice by unanimous consent of the Senate, read first and second time, and referred to Committee:

S. B. No. 130, by Jergensen: A Bill for an Act entitled: "An Act permitting John Sticknock to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident". Committee on Compensation.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File respectfully report and recommend as follows:

That S. B. No. 13 be amended in the title by striking out in lines 7 and 8 thereof the words, "annulment of the contract in the event of the"; Also amend in Section 3 by striking out all of lines 1 to 6 inclusive and inserting in lieu thereof the words: "If any person, firm or corporation shall fail to comply with the provisions of this Act the state, county, municipal or school officers who have executed the contract shall retain five hundred dollars (\$500.00) of the contract price as liquidated damages for the violation of the terms of the contract and said money shall be credited to the proper funds of the state, county, municipal or school districts. In all contracts entered into under the provisions of this Act at least five hundred dollars (\$500.00) of the contract price shall be with-

held at all times until the termination of the contract"; And as so amended, recommend same do pass.

That S. B. No. 124 do not pass.

That S. B. No. 95 do pass.

That S. B. No. 127 do pass.

That S. B. No. 108 do pass.

That S. B. No. 102 do pass.

That S. B. No. 92 do pass.

That S. B. No. 14 be amended in the title by striking out in line 5 after the word "for", the words, "annulment of the contract", and inserting in lieu thereof the words, "retention of a portion of the contract price". Also amend in Section 1 by inserting in line 4 after the word, "law", the following: "except in cases of fire, flood and other emergencies"; Also amend in Section 2 by striking out all of lines 1 to 6 inclusive, and inserting in lieu thereof the words, "If a person, firm or corporation shall be convicted of a violation of the laws hereinabove mentioned relative to the hours of work constituting a day's labor, the state, county, municipal or school officers who have executed the contract shall retain five hundred dollars (\$500.00) of the contract price as liquidated damages for the violation of the terms of the contract and said money shall be credited to the proper funds of the state, county, municipal or school districts. In all contracts entered into under the provisions of this Act at least five hundred dollars (\$500.00) of the contract price shall be withheld at all times until the termination of the contract". And as amended, recommend same do pass.

That consideration of S. B. No. 109 be passed for the day.

That consideration of S. B. No. 121 be passed.

That Sub. S. B. No. 91 do pass.

That S. J. R. No. 5 do pass.

That S. B. No. 54 do pass.

That S. J. R. No. 6 do not pass.

That S. B. No. 31 be amended in the title of the printed bill by inserting after the word, "act", on line 23, the following: "County Clerks and Recorders and persons employed by counties in preparation of abstracts, and also". Also amend in the title by striking out all of line 19 after the word, "repealing", all of line 20 and all of line 21 to and including the figures, "4146", and inserting in lieu thereof the words, "Section 4133 as amended by Chapter 60 of the Laws of the Nineteenth Legislative Assembly of the State of Montana and Sections 4139, 4140, 4144, 4145 and 4146". Also amend in Section 17 by inserting in line 2 after the word, "state", the following words: "as a registered abstracter". Also amend in Section 17 by adding thereto the following words: "This act does not impair the right of any person to examine the public records and to make such copies or abstracts of instruments files or recorded as he or she may desire". And as so amended, recommend same do pass.

That S. B. No. 94 do pass.

That S. B. No. 87 do pass.

That S. B. No. 106 be amended in the title by striking out in line 3 the words, "with improvements". Also amend in Section 1 by striking out in line 2 the words, "with improvements", and in line 3 the words, "with improvements", and in line 5 the words, "with improvements". Also amend in Section 3 by striking out in line 1 the figures, "1932", and inserting in lieu thereof the figures, "1933". And as so amended, recommend same do pass.

That H. B. No. 332 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committee this day reported as follows, reports adopted:

Committee on Judiciary: That H. B. No. 161 be not concurred in.

Committee on Judiciary: That H. B. No. 181 be not concurred in.

Committee on Judiciary: That H. B. No. 206 be not concurred in.

Committee on Judiciary: That H. B. No. 232 be not concurred in.

Committee on Judiciary: That Sub. H. B. No. 239 be not concurred in.

Committee on Judiciary: That H. B. No. 242 be concurred in.

Committee on Judiciary: That H. B. No. 248 be not concurred in.

Committee on Judiciary: That H. B. No. 258 be concurred in.

Committee on Judiciary: That H. B. No. 259 be not concurred in.

Committee on Judiciary: That H. B. No. 288 be not concurred in.

Committee on State Boards and Officers: That H. B. No. 309 be amended by adding at the end of Section 3 the following words: "The provisions of this Act shall not in any way affect the provisions of Chapter 70 of the 1929 Session Laws". And as so amended, recommend the bill be concurred in.

Committee on Taxation: That H. B. No. 318 be not concurred in.

Committee on Judiciary: That H. B. No. 321 be not concurred in.

Committee on Judiciary: That H. B. No. 335 be not concurred in.

Committee on Judiciary: That H. B. No. 355 be concurred in.

Committee on Mines and Mining: That H. J. M. No. 9 be concurred in.

Committee on State Boards and Offices: That H. B. No. 231 be concurred in.

Committee on Fish and Game: That S. B. No. 22 do pass.

Committee on Banks and Banking: That S. B. No. 107 be amended as follows: Amend title by inserting after the words, "providing for", in line 5 of the printed bill, the words, "notice of application for permits", and by striking out after the word, "appeals", in the same line, the following words: "to State Board of Examiners". Amend Section 1 by adding after the word, "Montana", in line 15 of the printed bill, the following: "Investment companies are herein defined, who have been engaged in the business of selling personal service contracts, as above defined, for more than six months prior to the effective date of this Act, upon filing their financial statements duly verified and sworn to as of March 1st, 1931, and paying of filing fees required therefor, may continue to sell such contracts, provided, however, nothing herein shall be construed as preventing the Investment Commissioner from revoking any such authority in like manner and for like cause as licenses or permits are revoked by him". Amend Section 3 by striking out after the words and figures, "Section 4038", being in line 3, printed bill, all of the remainder of said Section 3, and inserting in lieu thereof the following: "Any interested person, who has appeared, co-partnership, association or corporation being dissatisfied with any finding, findings or decision of the Commissioner made in accordance with the provisions of this Act, may within thirty days from the making thereof, commence an action in any court of competent jurisdiction against said Commissioner as defendant, to vacate and set aside said finding, findings or decision, on the ground that the said findings or decision are unjust or unreasonable. The rules of pleading and procedure in such action shall be the same as are provided by law for the trial of equitable actions in the district courts of this state and on the hearing the judge of said court may set aside, modify or confirm said findings or decision as the evidence and the rules of equity may require. Appeals may be taken from the decision of the district court to the supreme court by either party in the same manner as is provided by law in other civil actions. Pending any such action, the said findings or decision of said Commissioner shall be prima facie evidence that they are just and reasonable and that the facts found are true, and pending any such action the

said findings or decision of the Commissioner shall remain in full force and effect. If no action be brought to set aside findings or decision within thirty days, the same shall become final and binding. "Provided, however, that the original application with reference to which an appeal is herein provided for shall not be heard by the Investment Commissioner until notice of hearing on the same has been published in some newspaper published at the capital city daily, in at least seven issues of such paper, and provided further, that upon such hearing on the original application, any person, co-partnership, association or corporation interested in or opposed to said application may appear". Amend Section 5 by striking out the whole of said Section. And as so amended, recommend said bill do pass.

Committee on Compensation: That S. B. No. 130 be amended in Section 1, line 2, after the word "to", by striking out the remainder of the section and inserting after the word, "to", the following: "require of the Long Clary Stock Company to make full report of an accident occurring to John Sticknock, their employee on or about June 1st, 1930, and to report said accident to their insurer, the Aetna Life Insurance Company, whose agent resides at Butte, Montana, and thereupon the said insurance company shall pay all medical and hospital bills required from such accident, and to pay John Sticknock compensation for disability in accord with the provisions of the Workmen's Compensation Act. All of the said payments to be made, provided, that after investigation it shall be found that the accident to John Sticknock arose out of and occurred in the course of his employment. His claim for compensation shall have the same status and effect as if it had been presented within the six months time, provided in the Workmen's Compensation Act for the filing of claims". Amend Section 2 by inserting before Section 2, the following: "Section 2. Reference is hereby made to Section 2899 of the Workmen's Compensation Act and the same is hereby suspended in this particular case". Amend Section 2 by striking out the figure 2 and renumbering the same as Section 3. And as so amended, recommend said bill do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Goodwin that the House reconsider its action on H. B. No. 358.

Moved by Dellwo that the motion by Goodwin be tabled and motion seconded and carried, by the following standing vote: 49 Ayes; 27 Noes.

Motion by Goodwin to reconsider H. B. No. 358 lost.

Moved by Leavitt that that part of Section 1 of House Rule 22 providing "and after the roll has been once called the Clerk shall call in alphabetical order the names of those not voting or answering," be suspended for the day.

Motion seconded and carried.

Moved by Hamilton of Muselshell that the House take from the table H. B. No. 277. Call of the House requested and ordered.

On motion by Dellwo, call of House dispensed with.

On motion by Hamilton of Musselshell that H. B. No. 277 be taken from the table, motion lost.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following Senate Bills were introduced, read first and second times, and referred to Committees:

S. B. No. 85, by Committee on Sanitary Affairs: A Bill for an Act entitled: "An Act relating to the drilling of water wells, the supply from which is intended for use or is actually used for furnishing water, directly or indirectly, to or for public consumption or use; requiring data per-

taining thereto to be filed with the State Board of Health; conferring certain jurisdiction in connection with the drilling of such water wells upon the State Board of Health; providing for the enforcement of this Act and the punishment for violation thereof, and repealing all Acts and parts of Acts in conflict herewith". Referred to Committee on Public Health and Sanitary Affairs.

S. B. No. 98, by Committee on Public Lands: A Bill for an Act entitled: "An Act to provide for the licensing of portable sawmills located on forest lands within the State of Montana, and to provide for the revocation of said licenses and fixing the penalties for the violation thereof". Referred to Committee on State Lands.

S. B. No. 102, by Eaton: A Bill for an Act entitled: "An Act to amend Section 1005 of the Revised Codes of Montana of 1921, relating to the organization of the Board of School Trustees". Referred to Committee on Education.

THIRD READING OF HOUSE BILLS

H. B. No. 338, introduced by Shannon, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Buck, Budas, Burke, Burrell, Casey, Chapman, Cooney, Cranston, Curran, Dellwo, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Parker, Pauly, Quamme, Replogle, Rolph, Ross, Ryder, Shannon, Sheffer, Spangler, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Watson (Meagher), Wilson, Woodcock, Mr. Speaker. Total 64.

Noes: Bechtel, Brown (Gallatin), Cole, Darlington, Dougherty, Dunn, Ekegren, Finlen, Graff, Haight, Henderson, Knight, Merriman, Rigg, Salterds, Sample, Schilling, Southmayd, Stewart, Swope, Tinsley, Waring, Willard. Total 23.

Absent and not voting: Adair, Blewett, Brown (Cascade), Coffee, Doran, Mason, Moss, O'Connell, Pappin, Porter, Roll, Sullivan, Waite, Watson (Missoula). Total 14.

On request by Leavitt the House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your Committee on Rules, Joint Rules and Order of Business, having had under consideration motion that Section 3 of Rule 35 be suspended for the purpose of introducing a bill providing for submission to a vote of the people, of the Highway Debenture Plan as indicated in a Supreme Court Decision, respectfully recommended that the motion be adopted and the Rule suspended.

MOSS, Chairman.

On motion by Leavitt, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Dellwo that the House reconsider its action on the motion of the gentleman from Musselshell to take from the table H. B. No. 277. Motion seconded and lost.

THIRD READING OF HOUSE BILLS

H. B. No. 366, introduced by Committee on Fish and Game, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey,

Chapman, Coffee, Cole, Cooney, Curran, Darlinton, Deliwo, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Phillips), Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Knight, Leavitt, Lewis, Lillis, Manning, Logan, Martin, McDermott, McFarland, Merriman, Metlen, Miller, Morris, Murphy, Nelstead, O'Day, Pappin, Parker, Pauly, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Spangler, Tinsley, Troy, Ueland, Andrew; Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Mr. Speaker. Total 74.

Noes: Buck, Cranston, Haight, Hamilton (Musselshell), Hanson, McCormack, Meyer, Minnick, Nyquist, Quamme, Ryder, Southmayd, Ueland, R. R., Woodcock. Total 14.

Absent and not voting: Blewett, Doran, Fairgrieve, Freed, Mason, Moss, O'Connell, Porter, Roll, Stewart, Sullivan, Swope, Watson (Missoula). Total 13.

H. B. No. 377, introduced by Graff, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Quamme, Rigg, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Doran, Morris, Moss, O'Connell, Porter, Replogle, Roll, Sample, Stewart, Sullivan, Swope. Total 13.

H. B. No. 382, introduced by Darlinton, Brown (Gallatin), Salyerds, Bechtel, Grabow, Dunn, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Nyquist, O'Day, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Hagestad, Hamilton (Musselshell), Hamilton (Phillips). Total 3.

Absent and not voting: Blewett, Brown (Cascade), Dellwo, Doran, Fairgrieve, Meyer, Morris, Moss, Murphy, Nelstead, O'Connell, Pappin, Pauly, Ryder, Sample, Stewart, Sullivan, Swope. Total 18.

H. B. No. 394, introduced by Committee on State Lands, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Betchel, Benjamin, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Finlen,

Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Murphy, Nyquist, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Dellwo, Doran, Fairgrieve, Goodwin, Meyer, Moss, Nelstead, O'Connell, Pappin, Sample, Stewart, Sullivan, Waring. Total 16.

H. B. No. 401, introduced by Stewart and Leavitt, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Freed, Gordon, Grabow, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 16.

Noes: None.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Buck, Budas, Doran, Graff, Haight, Kruse, Moss, Murphy, Nelstead, O'Connell, Stewart, Sullivan, Troy. Total 16.

H. B. No. 405, by Rigg, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Buck, Cranston, Doran, Fairgrieve, Haight, Hamilton (Phillips), Hodgskiss, Moss, O'Connell, Sullivan, Troy. Total 14.

H. B. No. 407, introduced by Waite, Ross, Haverfield, Southmayd, Roll, Sheffer, Erickson, Arnold (Rosebud), having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Adair, Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Lillis, Logan, Manning, Martin, McCormack,

McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Finlen, Ryder. Total 2.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Buck, Doran, Haight, Leavitt, Lewis, Mason, Moss, O'Connell, Pappin, Sullivan, Troy. Total 14.

H. B. No. 436, by Committee on Military Affairs, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Goodwin, Gordon, Grabow, Haight, Hamilton, (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Southmayd, Spangler, Stewart, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Mr. Speaker. Total 83.

Noes: Finlen, Green, Hagestad, Tinsley. Total 4.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Fairgrieve, Freed, Graff, Hodgskiss, Metlen, Moss, O'Connell, Rolph, Schilling, Shannon, Sullivan. Total 14.

H. B. No. 147, introduced by Committee on Education, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Curran, Darlington, Dellwo, Doran, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Green, Haight, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, Merriman, Nelstead, O'Day, Pappin, Pauly, Rigg, Roll, Ross, Ryder, Salyerds, Southmayd, Spangler, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 61.

Noes: Benjamin, Chapman, Cranston, Dougherty, Freed, Gordon, Grabow, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Martin, McCormack, McFarland, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nyquist, Parker, Quamme, Replogle, Sample, Sheffer, Stewart. Total 27.

Absent and not voting: Blewett, Brown (Cascade), Dunn, Graff, Hodgskiss, McDermott, Moss, O'Connell, Porter, Rolph, Schilling, Shannon, Sullivan. Total 13.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 310, 311, 319, 348, 356, 359, 369, 393, 395, 413, 420, 423, 435, 440, and 446.

GREEN, Chairman.

Report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the rules of the previous sitting.

Dunn of Gallatin in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bills Nos. 71, 363, 438, 447, 183, Sub. H. B. No. 211, H. B. Nos. 314, 331, 378, 434, 448, 449, 387, respectfully recommend:

That H. B. No. 71, do pass.

H. B. No. 363, do pass.

Consideration of H. B. No. 438 passed temporarily.

H. B. No. 447, do pass.

Consideration of H. B. No. 183 passed temporarily.

Sub. H. B. No. 211, passed temporarily.

H. B. No. 314, do pass.

H. B. No. 438, do pass.

Consideration of H. B. No. 331 passed temporarily.

Consideration of H. B. No. 378 passed temporarily.

Consideration of H. B. No. 434 passed temporarily.

H. B. No. 448, enacting clause stricken.

H. B. No. 449, enacting clause stricken.

H. B. No. 387, amended as follows: "Amend the title by striking out in line 4 the figures 11,000 and inserting the figures 15,000; amend Section 1 in lines 4 and 5 by striking out words and figures 11,000 and inserting in lieu thereof the words and figures 15,000; that H. B. No. 387, as amended, do pass.

Moved by Dunn that report be adopted.

Moved by Moss that H. B. No. 448 be segregated from the Report of the Committee of the Whole and roll call requested.

Substitute motion made by Ryder that the motion by Moss to segregate, be laid on the table and roll call requested.

On roll call, substitute motion lost by the following vote:

Ayes: Benjamin, Chapman, Curran, Dellwo, Dougherty, Ekegren, Erickson, Freed, Gordon, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Lewis, Manning, Martin, McCormack, McFarland, Minnick, Nelstead, Nyquist, Parker, Porter, Quamme, Replogle, Rolph, Ryder, Shannon, Sheffer, Spangler, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Wilson, Woodcock. Total 46.

Noes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Darlinton, Doran, Dunn, Fairgrieve, Finlen, Goodwin, Grabow, Haight, Hodgskiss, Knight, Leavitt, Lillis, Logan, Mason, McDermott, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, O'Connell, O'Day, Pappin, Pauly, Rigg, Roll, Ross, Salyerds, Sample, Schilling, Southmayd, Stewart, Sullivan, Tinsley, Watson (Missoula), Willard, Mr. Speaker. Total 55.

Absent and not voting: None.

Motion to segregate H. B. No. 448 carried. Report of Committee of the Whole adopted on motion by Dunn.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the rules of the previous sitting. Motion seconded and carried.

Dunn of Gallatin in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. No. 445, Sub. H. B. No. 443, H. B. No. 378, Sub. H. B. No. 211, respectfully recommend:

That consideration of H. B. No. 445 and Sub. H. B. No. 443 be passed temporarily.

House reverted to H. B. No. 378; that enacting clause be stricken.

Sub. for H. B. No. 211, do pass.

DUNN, Chairman.

On motion by Dunn, report adopted.

House reverted to Order of Business No. 5.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Senate:

Helena, Montana, February 23, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly made and seconded, the Senate requests the return of H. B. No. 318 for further consideration.

Very truly,

J. F. CONE,

Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the request of the Honorable Senate be complied with and H. B. No. 318 returned. Motion seconded and carried.

Moved by Parker that S. B. No. 90 be taken from General Orders and referred to Committee on Townships and Counties. Motion seconded and carried.

Moved by Moss that Section 3 of House Rule 35 be suspended this date for the purpose of introducing a bill providing for submission to a vote of the people, of the Highway Debenture Plan as indicated in a Supreme Court decision. Motion seconded and carried.

Moved by Leavitt that the House recess until 1:00 p.m. Motion seconded and carried.

AFTERNOON SESSION

House convened at 1:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

Call of the House was ordered by Leavitt. On roll call all members present except Benjamin, Cooney, Goodwin, Graff, Morris, Ross, Woodcock. On motion by Leavitt, seconded and carried, call of the House dispensed with.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders under the following rules: That the leaders of proponents and opponents be allowed 10 minutes each;

that the leaders of proponents and opponents be allowed 15 minutes each on amendments; all others 2 minutes with no yielding of time.

Motion seconded and carried.

Salyerds of Fergus in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. No. 434, respectfully report progress with leave to sit again.

SALYERDS, Chairman.

On motion by Salyerds, report adopted.

Moved by Leavitt that the Speaker appoint a committee of 3 to invite His Excellency, Governor Erickson, to join the House in its Washington Birthday program.

Motion seconded and carried.

Moved by Leavitt that the Speaker appoint a committee of 3 to invite the Honorable Senate to join the House in its Washington Birthday program.

The Speaker thereupon appointed the following committee to invite the Governor: Haverfield of Big Horn, Wilson of Judith Basin, Minnick of Phillips; and the following committee to invite the Senate: Darlinton of Gallatin, Jarrett of Sweet Grass and Miller of Lincoln.

On motion by Leavitt, seconded and carried, the House recessed subject to the Call of the Chair.

HOUSE RESUMED

House resumed at 4:35 p.m., pursuant to recess.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Rules, Joint Rules and Order of Business, having had under consideration motion that Section 3 of Rule 35 be suspended for the purpose of introducing a bill providing for submission to a vote of the people, of the Highway Debenture Plan as indicated in a Supreme Court decision, respectfully recommend that the motion be adopted and the Rule suspended.

MOSS, Chairman.

On motion by Moss, report adopted.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration House Joint Resolution No. 9, "A Resolution requesting the enactment by Congress of legislation necessary to bring about the completion of a through sea-way via the St. Lawrence River, and requesting the President of the United States to proceed to a treaty with Canada relative thereto", respectfully report as follows: That House Joint Resolution No. 9 be adopted.

BUDAS, Chairman.

On motion by Budas, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for further consideration of H. B. No. 434 on General Orders, under the following rules. Proponents and opponents allowed 2 minutes each, all others one minute. Motion seconded and carried.

Salyerds in the chair.

Committee arouse. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 434, respectfully recommend: That H. B. No. 434 be re-referred to Allocation Committee.

SALYERDS, Chairman.

On motion by Salyerds, report adopted.

Moved by Leavitt that the House recess until 7:00 p.m. Motion seconded and carried.

HOUSE RESUMED

House resumed at 7:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

THIRD READING OF HOUSE BILLS

Sub. H. B. No. 216, introduced by Troy, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Brown (Gallatin), Buck, Budas, Burke, Burrell, Chapman, Coffee, Curran, Darlington, Dougherty, Dunn, Ekegren, Fairgrieve, Gordon, Graff, Green, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nyquist, O'Day, Parker, Pauly, Quamme, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Southmayd, Stewart, Swope, Tinsley, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 63.

Noes: Sheffer. Total 1.

Absent and not voting: Adair, Arnold (Stillwater), Benjamin, Blewett, Brown (Cascade), Casey, Cole, Cooney, Cranston, Dellwo, Doran, Erickson, Finlen, Freed, Goodwin, Grabow, Hagestad, Hamilton (Phillips), Knight, Lewis, Martin, Mason, Morris, Moss, Nelstead, O'Connell, Pappin, Porter, Replogle, Rigg, Shannon, Spangler, Sullivan, Troy, Ueland, Andrew; Waite, Wilson. Total 37.

H. B. No. 261, introduced by Committee on Townships and Counties, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Brown (Gallatin), Budas, Burke, Burrell, Chapman, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Roll, Rolph, Ross, Salyerds, Sample, Sheffer, Southmayd, Stewart, Swope, Tinsley, Ueland, R. R., Vollmer, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 65.

Noes: Benjamin, Coffee, Hamilton (Musselshell), Henderson, Leavitt, Rigg, Waring, Watson (Missoula). Total 8.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Buck, Casey, Cole, Cooney, Dellwo, Doran, Goodwin, Gordon, Grabow, Lewis, Martin, Meyer, Morris, Murphy, Nelstead, Porter, Replogle, Ryder, Schilling, Shannon, Spangler, Sullivan, Troy, Ueland, Andrew; Waite. Total 28.

H. B. No. 326, introduced by Leavitt, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Burrell, Casey, Coffee, Cole, Cranston, Curran, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Gordon, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Swope, Tinsley, Troy, Vollmer, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Buck, Chapman, Cooney, Darlinton, Dellwo, Erickson, Goodwin, Grabow, Knight, Lewis, Lillis, Martin, Morris, Nelstead, Replogle, Rigg, Schilling, Stewart, Sullivan, Ueland, Andrew; Ueland, R. R.; Waite, Watson (Meagher). Total 26.

Sub. H. B. No. 352, By Committee on Public Safety, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Brown (Gallatin), Budas, Burke, Casey, Chapman, Coffee, Curran, Darlinton, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Graff, Hanson, Haverfield, Leavitt, Lillis, Logan, Martin, Mason, McDermott, Metlen, Meyer, Minnick, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Roll, Sample, Sheffer, Spangler, Stewart, Sullivan, Swope, Mr. Speaker. Total 46.

Noes: Benjamin, Cranston, Freed, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hodgskiss, Jarrett, Kruse, Manning, McCormack, McFarland, Merriman, Miller, Quamme, Rigg, Rolph, Ross, Ryder, Salyerds, Shannon, Southmayd, Ueland, R. R., Vollmer, Waring, Watson (Missoula), Willard, Wilson, Woodcock. Total 31.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Buck, Burrell, Cole, Cooney, Dellwo, Goodwin, Gordon, Grabow, Henderson, Knight, Lewis, Morris, Moss, Nelstead, Replogle, Schilling, Tinsley, Troy, Ueland, Andrew; Waite, Watson (Meagher). Total 24.

H. B. No. 444, introduced by Shannon, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Benjamin, Blewett, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Erickson, Fairgrieve, Finlen, Freed, Gordon, Green, Hamilton (Musselshell), Hamilton (Phillips), Jarrett, Kruse, Leavitt, Mason, McFarland, Metlen, Minnick, Moss, Murphy, Nelstead, Pappin, Parker, Pauly, Porter, Replogle, Roll, Rolph, Shannon, Spangler, Sullivan, Troy, Ueland, R. R., Vollmer, Watson (Meagher), Wilson, Woodcock. Total 46.

Noes: Bechtel, Brown (Gallatin), Coffee, Darlinton, Dougherty, Dunn, Ekegren, Graff, Hagestad, Haight, Hanson, Haverfield, Henderson, Logan, Manning, McDermott, Merriman, Meyer, Miller, Nyquist, Quamme, Rigg, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Stewart, Swope, Waring, Watson (Missoula), Willard, Mr. Speaker. Total 34.

Absent and not voting: Adair, Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, Doran, Goodwin, Grabow, Hodgskiss, Knight, Lewis, Lillis, Martin, McCormack, Morris, O'Connell, O'Day, Ryder, Tinsley, Ueland, Andrew; Waite. Total 21.

H. J. R. No. 8, introduced by Minnick, Gordon, Nyquist, Porter, Benjamin, Hanson, Hagestad, Ueland, R. R., Waring, Ekegren, Ueland, A., Woodcock and Curran, having been read three several times at length was adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Casey, Chapman, Cole, Cranston, Curran, Dar-

linton, Doran, Dougherty, Dunn, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Logan, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Burrell, Coffee, Cooney, Dellwo, Ekegren, Finlen, Hamilton (Phillips), Hodgskiss, Knight, Lewis, Lillis, Manning, Martin, Metlen, Morris, Rigg, Sample, Ueland, Andrew; Waite. Total 22.

H. B. No. 310, introduced by Parker, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Doran, Dougherty, Dunn, Ekegren, Erickson, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Hodgskiss, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Ross, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Henderson. Total 1.

Absent and not voting: Arnold (Stillwater), Bechtel, Brown (Cascade), Buck, Dellwo, Fairgrieve, Finlen, Freed, Hamilton (Phillips), Jarrett, Knight, Lewis, Martin, Metlen, Morris, Moss, Replogle, Rolph, Ryder, Sample, Ueland, Andrew; Waite. Total 22.

H. B. No. 311, introduced by Buck and Coffee, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Blewett, Budas, Burke, Burrell, Coffee, Cole, Cranston, Curran, Dougherty, Ekegren, Finlen, Goodwin, Gordon, Grabow, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Hodgskiss, Jarrett, Kruse, Lillis, Logan, Manning, McCormack, McFarland, Merriman, Metlen, Miller, Murphy, Nelstead, O'Day, Pappin, Parker, Pauly, Porter, Roll, Ross, Ryder, Salyerds, Shannon, Sheffer, Southmayd, Tinsley, Ueland (R. R.), Vollmer, Wilson, Woodcock. Total 49.

Noes: Adair, Arnold (Rosebud), Benjamin, Brown (Gallatin), Casey, Chapman, Cooney, Darlinton, Doran, Erickson, Freed, Graff, Hagestad, Hanson, Henderson, Leavitt, Mason, McDermott, Meyer, Nyquist, O'Connell, Quamme, Replogle, Rigg, Sample, Schilling, Stewart, Sullivan, Swope, Troy, Waring, Watson (Meagher), Watson (Missoula), Willard, Mr. Speaker. Total 35.

Absent and not voting: Arnold (Stillwater), Bechtel, Brown (Cascade), Buck, Dellwo, Dunn, Fairgrieve, Knight, Lewis, Martin, Minnick, Morris, Moss, Rolph, Spangler, Ueland (Andrew), Waite. Total 17.

H. B. No. 319, introduced by Leavitt and Dellwo, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt,

Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Rigg, Roll, Rolph, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland (R. R.), Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: Hagestad. Total 1.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Buck, Dellwo, Doran, Finlen, Goodwin, Grabow, Graff, Knight, Lewis, Martin, Metlen, Morris, Porter, Quamme, Replogle, Ross, Ryder, Shannon, Stewart, Ueland (Andrew), Waite. Total 24.

H. B. No. 348, introduced by Cole, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Blewett, Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Curran, Darlington, Dougherty, Dunn, Fairgrieve, Goodwin, Grabow, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, McCormack, McDermott, McFarland, Merriman, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pauly, Porter, Roll, Ross, Sample, Schilling, Shannon, Sheffer, Spangler, Sullivan, Swope, Tinsley, Troy, Vollmer, Waring, Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 59.

Noes: Adair, Benjamin, Brown (Gallatin), Buck, Chapman, Cranston, Ekegren, Freed, Gordon, Hagestad, Haight, Knight, Mason, Miller, Minnick, Quamme, Replogle, Rigg, Rolph, Ryder, Salyerds, Southmayd, Stewart, Ueland (R. R.). Total 24.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Dellwo, Doran, Erickson, Finlen, Graff, Henderson, Lewis, Martin, Metlen, Meyer, Morris, Pappin, Parker, Ueland (Andrew), Waite, Watson (Meagher), Willard. Total 19.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was introduced under suspension of Section 3, Rule 35, without previous notice and by unanimous consent, read first and second time at length and referred to Committee on Highways:

H. B. No. 450, Introduced by Committee on Highways. A Bill for an Act entitled: "An Act known as the State Highway Treasury Anticipation Debenture Act of 1931 and authorizing the issuance of debentures of the State of Montana in the principal sum not exceeding six million dollars (\$6,000,000.00) for the years 1931 to 1934, inclusive, and not to exceed one million five hundred thousand dollars (\$1,500,000.00) in any one of said years, and providing for the sale thereof for the use of the State Highway Fund for the purpose of assuring the ability of the State of Montana to secure any moneys made available by the Act of Congress in reference to highways and for other highway purposes; providing for a tax on gasoline or motor fuels and anticipating the revenues therefrom; prescribing the form and terms and condition of said debentures and interest thereon and the dates of their maturities; calling a general election for the submission of this Act to the people and providing the method for referring the question of the issuance and sale of said debentures to the people at a general election and prescribing the registration for such election, and prescribing the method for holding such general election and appropriating moneys from the State Highway Fund to pay the costs thereof; providing the method by which the State Treasurer may purchase said debentures and providing that said debentures may be accepted as security for the repayment of public moneys; prescribing the condition under which the sale of such debentures may be made and the use of the funds to be derived from the sale of such debentures; prescribing the amounts and years respectively in which said debentures shall be due and payable; providing for the repayment of both principal and

interest of such debentures and for the pledging and setting aside of a sufficient amount of said excise on license tax on gasoline, or motor fuels to pay the same from the State Highway Treasury Debenture Redemption Fund herein created providing for the cost of such general election and for the cost of advertising the sale of said debentures; providing for the creation of a liability binding the State of Montana not to reduce the license tax on gasoline or motor fuels until after accrual of sufficient moneys to pay the said debentures and interest; defining the duties of election officials hereunder and providing penalties for violations of the election provisions of this Act."

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 71, 339, 363, 387, 409, 412, 422, 426, 447.

GREEN, Chairman.

On request by Moss the Committee on Highways was excused for the purpose of considering H. B. No. 450, in the Committee.

THIRD READING OF HOUSE BILLS

H. B. No. 356, introduced by Woodcock and Gordon, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Goodwin, Gordon, Grabow, Graff, Green, Hanson, Henderson, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McDermott, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Replogle, Roll, Rolph, Ross, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Vollmer, Waring, Watson (Missoula), Woodcock, Mr. Speaker. Total 67.

Noes: Budas, Fairgrieve, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Jarrett, McFarland, Ryder, Ueland (R. R.). Total 10.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Cole, Dellwo, Doran, Finlen, Freed, Hamilton (Phillips), Hodgskiss, Knight, Lewis, Martin, Merriman, Morris, Quamme, Rigg, Salyerds, Shannon, Ueland (Andrew), Waite, Watson (Meagher), Willard, Wilson. Total 24.

H. B. No. 359, introduced by Bechtel, having been read three several times, title and history agreed upon, failed to pass by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Benjamin, Blewett, Burke, Coffee, Cole, Cooney, Doran, Ekegren, Finlen, Grabow, Graff, Hamilton (Phillips), Kruse, Leavitt, Lillis, Logan, Manning, McDermott, Metlen, Miller, Moss, Murphy, Pappin, Pauly, Replogle, Roll, Ross, Salyerds, Southmayd, Sullivan, Troy, Watson (Meagher). Total 34.

Noes: Adair, Brown (Gallatin), Budas, Burrell, Casey, Chapman, Cranston, Curran, Darlinton, Dougherty, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Green, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Mason, McCormack, McFarland, Merriman, Meyer, Nelstead, Nyquist, O'Connell, O'Day, Parker, Porter, Quamme, Ryder, Sample, Schilling, Shannon, Sheffer, Spangler, Stewart, Swope, Tinsley, Ueland (R. R.), Vollmer, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 52.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, Dunn, Hanson, Knight, Lewis, Martin, Minnick, Morris, Rigg, Rolph, Ueland (Andrew), Waite. Total 15.

H. B. No. 369, introduced by Merriman, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Brown (Gallatin), Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Curran, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Hamilton (Musselshell), Haverfield, Hodgskiss, Jarrett,

Knight, Kruse, Leavitt, Logan, Manning, Mason, McCormack, McDermott, Merriman, Meyer, Miller, Murphy, Nyquist, O'Connell, O'Day, Parker, Porter, Quamme, Replogle, Roll, Rolph, Ross, Schilling, Sheffer, Southmayd, Stewart, Swope, Troy, Ueland (R. R.), Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 56.

Noes: Benjamin, Dougherty, Ekegren, Hagestad, Haight, Ryder, Sample, Shannon, Spangler, Tinsley, Vollmer. Total 11.

Absent and not voting: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Cascade), Buck, Chapman, Darlington, Dellwo, Doran, Dunn, Finlen, Green, Hamilton (Phillips), Hanson, Henderson, Lewis, Lillis, Martin, McFarland, Metlen, Minnick, Morris, Moss, Nelstead, Pappin, Pauly, Rigg, Salyerds, Sullivan, Ueland (Andrew), Waite, Willard. Total 34.

H. B. No. 393, introduced by Committee on State Lands, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Miller, Minnick, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Roll, Ross, Ryder, Sample, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (R. R.), Vollmer, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Adair, Arnold (Stillwater), Benjamin, Blewett, Brown (Cascade), Buck, Darlington, Dellwo, Finlen, Green, Hamilton (Phillips), Hanson, Lewis, Lillis, Martin, Metlen, Meyer, Morris, Moss, Nelstead, Replogle, Rigg, Rolph, Salyerds, Sheffer, Ueland (Andrew), Waite, Willard. Total 28.

H. B. No. 394, introduced by Committee on State Lands, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Tinsley, Troy, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Hamilton (Musselshell). Total 1.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Buck, Dellwo, Fairgrieve, Freed, Haight, Henderson, Lewis, Lillis, Martin, Metlen, Morris, Nelstead, Rigg, Stewart, Swope, Ueland, Andrew; Waite. Total 20.

H. B. No. 413, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad,

Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Meyer, Miller, Minnick, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Roll, Rolph, Ross, Salyerds, Schilling, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Haight, Sample. Total 2.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, Freed, Lewis, Martin, Merriman, Metlen, Morris, Nelstead, Replogle, Rigg, Ryder, Shannon, Sheffer, Ueland, Andrew; Waite, Willard. Total 19.

H. B. No. 420, introduced by Curran, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Rolph, Ross, Salyerds, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Arnold (Stillwater), Benjamin, Brown (Cascade), Buck, Dellwo, Finlen, Freed, Lewis, Martin, Metlen, Morris, Moss, O'Day, Replogle, Rigg, Roll, Ryder, Sample, Shannon, Ueland, Andrew; Waite. Total 21.

H. B. No. 423, introduced by Rolph and Parker, having been read three several times, at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Benjamin, Blewett, Brown (Gallatin), Burke, Burrell, Casey, Chapman, Cole, Cranston, Dougherty, Ekegren, Erickson, Gordon, Grabow, Graff, Green, Haight, Hanson, Hodgskiss, Leavitt, Lillis, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, Parker, Pauly, Quamme, Replogle, Rigg, Roll, Ross, Schilling, Spangler, Swope, Ueland, R. R., Watson (Missoula), Woodcock, Mr. Speaker. Total 50.

Noes: Budas, Coffee, Cooney, Curran, Dunn, Fairgrieve, Goodwin, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Henderson, Jarrett, Knight, Logan, Manning, O'Day, Pappin, Salyerds, Southmayd, Stewart, Sullivan, Tinsley, Vollmer, Watson (Meagher), Willard, Wilson. Total 27.

Absent and not voting: Arnold (Stillwater), Bechtel, Brown (Cascade), Buck, Darlington, Dellwo, Doran, Finlen, Freed, Kruse, Lewis, Martin, Metlen, Morris, Porter. Rolph, Ryder, Sample, Shannon, Sheffer, Troy, Ueland, Andrew; Waite, Waring. Total 24.

H. B. No. 435, introduced by Casey, Swope, and Meyer, having been read three several times at length, title and history agreed upon, failed to pass by the following vote:

Ayes: Adair, Arnold (Rosebud), Blewett, Burke, Casey, Chapman, Coffee, Cooney, Dunn, Ekegren, Erickson, Goodwin, Graff, Hodgskiss, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McDermott, Meyer, Moss, Murphy, Nelstead, Nyquist, O'Connell, Parker, Replogle, Rigg, Rolph, Salyerds, Stewart, Sullivan, Swope, Watson (Meagher), Watson (Missoula), Willard. Total 39.

Noes: Bechtel, Brown (Gallatin), Budas, Burrell, Cole, Cranston, Curran, Dougherty, Fairgrieve, Gordon, Green, Hagestad, Haight, Hamilton

(Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, McCormack, McFarland, Merriman, Miller, Minnick, O'Day, Pappin, Pauly, Quamme, Roll, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Tinsley, Ueland, R. R., Vollmer, Waring, Wilson, Woodcock, Mr. Speaker. Total 44.

Absent and not voting: Arnold (Stillwater), Benjamin, Brown (Cascade), Buck, Darlington, Dellwo, Doran, Finlen, Freed, Grabow, Lewis, Martin, Metlen, Morris, Porter, Troy, Ueland, Andrew; Waite. Total 18.

H. B. No. 440, introduced by Quamme, by request, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, R. R., Vollmer, Waring, Watson (Meagher), Watson (Missoula), Woodcock, Mr. Speaker. Total 78.

Noes: Hamilton (Musselshell), O'Day, Southmayd. Total 3.

Absent and not voting: Arnold (Stillwater), Benjamin, Brown (Cascade), Buck, Dellwo, Doran, Freed, Hamilton (Phillips), Lewis, Martin, Metlen, Morris, O'Connell, Porter, Quamme, Troy, Ueland, Andrew; Waite, Willard, Wilson. Total 20.

H. B. No. 446, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Goodwin, Grabow, Graff, Green, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland, R. R., Vollmer, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: Cranston. Total 1.

Absent and not voting: Arnold (Stillwater), Benjamin, Blewett, Brown (Cascade), Buck, Coffee, Dellwo, Doran, Freed, Hagestad, Hamilton (Phillips), Lewis, Martin, Metlen, Meyer, Miller, Morris, O'Connell, Parker, Rolph, Sullivan, Ueland, Andrew; Waite, Waring. Total 24.

House Bill No. 71, Introduced by Leavitt, Fairgrieve and Waite: A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana an amendment to Section 45 of Article 5 of the Constitution of the State of Montana relating to the filling of vacancies occurring in either House of the Legislative Assembly."

Be It Enacted by the Legislative Assembly of the State of Montana:

Section 1. That Section 45 of Article 5 of the Constitution of the State of Montana be amended as is hereinafter provided, and that the question of said amendment be submitted to the qualified electors of the State of Montana at the next general election.

Section 2. That Section 45 of Article 5 of the Constitution of the State of Montana be, and the same is hereby amended to read as follows:

"Section 45. When vacancies occur in either house of the Legislative Assembly, such vacancies shall be filled by appointment by the Board of County Commissioners of the county from which such vacancy occurs."

Section 3. This amendment shall be submitted to the qualified electors of the State of Montana by being placed on the official ballot provided by Section 678 of the Revised Codes of Montana of 1921, and as provided by law, and shall be voted on at the general election to be held in November 1932, and the principal ballot to be used shall have printed thereon the words:

For an amendment to the constitution relating to the filling of vacancies in either house of the legislative assembly.

Against an amendment to the constitution relating to the filling of vacancies in either house of the legislative assembly.

The elector shall designate his preference for either of the propositions by making an "X" before the proposition desired.

Section 4. The votes cast for and against this amendment above proposed, shall be counted, canvassed and determined by such officials, and in such manner as provided by law, and if a majority of all votes cast at such election for and against such amendment shall be in favor of such amendment the Governor of the State shall so declare by public proclamation and the amendment shall be in full force and effect as a part of the Constitution from and after the date of such proclamation.

Section 5. This Act shall be in full force and effect from and after its passages and approval," having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (R. R.), Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Arnold (Stillwater), Benjamin, Blewett, Brown (Cascade), Buck, Coffee, Dellwo, Doran, Finlen, Hamilton (Phillips), Lewis, Martin, Meyer, Morris, Rigg, Sample, Ueland (Andrew), Waite. Total 18.

H. B. No. 339, introduced by Shannon, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Brown (Gallatin), Budas, Burke, Burrell, Casey, Coffee, Cooney, Cranston, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Moss, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Replogle, Roll, Rolph, Ross, Schilling, Shannon, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Vollmer, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 65.

Noes: Arnold (Rosebud), Chapman, Cole, Curran, Hanson, Henderson, Logan, Manning, Meyer, Quamme, Ryder, Salyerds, Sample, Sheffer, Southmayd, Ueland (R. R.), Waring. Total 17.

Absent and not voting: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Cascade), Buck, Dellwo, Doran, Finlen, Hamilton (Phillips), Lewis, Martin, Minnick, Morris, O'Day, Rigg, Ueland (Andrew), Waite. Total 19.

H. B. No. 363, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland (R. R.), Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: Meyer. Total 1.

Absent and not voting: Arnold (Stillwater), Benjamin, Blewett, Brown (Cascade), Buck, Dellwo, Doran, Finlen, Graff, Hamilton (Phillips), Hanson, Lewis, Martin, Morris, Rolph, Tinsley, Ueland (Andrew), Waite. Total 18.

H. B. No. 387, introduced by Sullivan, Pappin, Knight and Finlen, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dunn, Ekegren, Erickson, Freed, Goodwin, Gordon, Grabow, Green, Haight, Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Manning, Mason, McCormack, McDermott, McFarland, Metlen, Meyer, Miller, Moss, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (R. R.), Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Budas, Fairgrieve, Hamilton (Musselshell), Haverfield, Merriman, Minnick, Porter, Shannon, Watson (Missoula). Total 9.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, Doran, Dougherty, Finlen, Graff, Hagestad, Hamilton (Phillips), Lewis, Logan, Martin, Morris, Murphy, Rigg, Ryder, Ueland (Andrew), Vollmer, Waite. Total 20.

H. B. No. 409, introduced by Roll, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Benjamin, Budas, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Ekegren, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Knight, Kruse, Leavitt, Lillis, Logan, Manning, McCormack, McDermott, Merriman, Metlen, Meyer, Moss, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Roll, Rolph, Ross, Salyerds, Shannon, Southmayd, Spangler, Sullivan, Tinsley, Ueland (R. R.), Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 58.

Noes: Adair, Blewett, Brown (Gallatin), Burke, Curran, Darlington, Dougherty, Dunn, Erickson, Finlen, Freed, Green, Hagestad, Haight, Henderson, Jarrett, Mason, McFarland, Miller, Minnick, Murphy, Porter, Sample, Sheffer, Stewart, Swope, Troy, Watson (Meagher). Total 28.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Burrell, Dellwo, Doran, Lewis, Martin, Morris, Rigg, Ryder, Schilling, Ueland (Andrew), Vollmer, Waite. Total 15.

H. B. No. 412, introduced by Committee on Fish and Game, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Chapman, Cole, Cooney, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Kruse, Leavitt, Logan, Manning, McCormack, McDermott, Merriman, Metlen, Miller, Murphy, Nelstead, Nyquist, Pappin, Replogle, Rigg, Roll, Salyerds, Sample, Sheffer, Spangler, Swope, Tinsley, Troy, Ueland (R. R.), Watson (Meagher), Willard, Mr. Speaker. Total 57.

Noes: Adair, Casey, Haight, Haverfield, Jarrett, Mason, McFarland, Meyer, Minnick, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Ross, Schilling, Shannon, Southmayd, Sullivan, Waring, Watson (Missoula), Wilson, Woodcock. Total 24.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Burrell, Coffee, Cranston, Dellwo, Doran, Knight, Lewis, Lillis, Martin, Morris, Moss, Rolph, Ryder, Stewart, Ueland (Andrew), Vollmer, Waite. Total 20.

H. B. No. 422, introduced by Rolph, Chapman, Lewis, Ueland (R. R.), and Hagestad, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dougherty, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, McCormack, McFarland, Merriman, Metlen, Meyer, Moss, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Ross, Ryder, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Swope, Tinsley, Troy, Ueland (R. R.), Vollmer, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Casey, Cooney, Goodwin, Haverfield, Mason, McDermott, Miller, O'Day, Rigg, Salyerds, Shannon, Sullivan, Waring, Watson (Meagher). Total 14.

Absent and not voting: Arnold (Stillwater), Bechtel, Brown (Cascade), Buck, Dellwo, Doran, Dunn, Finlen, Knight, Lewis, Martin, Minnick, Morris, Ueland (Andrew), Waite. Total 15.

H. B. No. 426, introduced by Stewart, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Pauly, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (R. R.), Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Dellwo, Doran, Hamilton (Musselshell), Knight, Lewis, Martin, McCormack, Meyer, Minnick, Morris, O'Connell, Parker, Porter, Ross, Shannon, Ueland (Andrew), Waite. Total 20.

H. B. No. 447, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland (R. R.), Vollmer, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: Haight, Tinsley. Total 2.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Buck, Coffee, Dellwo, Doran, Finlen, Knight, Kruse, Lewis, Martin, Minnick, Morris, Moss, O'Connell, Porter, Shannon, Troy, Ueland (Andrew), Waite. Total 20.

Point of Order raised by Hamilton of Musselshell that House Substitute for Senate Bill No. 81 was introduced without unanimous consent after the 40th day. Point of Order overruled by the chair.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your Committee on Highways, having had under consideration House Bill No. 450, introduced by Committee on Highways, A Bill for an Act entitled: "An Act known as the State Highway Treasury Anticipation Debenture Act of 1931 and authorizing the issuance of debentures of the State of Montana in the principal sum not exceeding six Million Dollars (\$6,000,000) for the years 1931 to 1934, inclusive, and not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000) in any one of said years, and providing for the sale thereof for the use of the State Highway Fund for the purpose of assuring the ability of the State of Montana to secure any moneys made available by the act of Congress in reference to highways, and for other highway purposes; providing for a tax on gasoline or motor fuels and anticipating the revenues therefrom; prescribing the form and terms and conditions of said debentures and interest thereon and the dates of their maturities; calling a general election for the submission of this Act to the people and providing the method for referring the question of the issuance and sale of said debentures to the people at a general election and prescribing the registration for such election, and prescribing the method for holding such general election and appropriating moneys from the State Highway Fund to pay the cost thereof; providing a method by which the State Treasurer may purchase said debentures and providing that said debentures may be accepted as security for the repayment of public moneys; prescribing the conditions under which the sale of such debentures may be made and the use of the funds to be derived from the sale of such debentures; prescribing the amounts and years respectively in which said debentures shall be due and payable; providing for the repayment of both principal and interest of such debentures and for the pledging and setting aside of a sufficient amount of said excise or license tax on gasoline or motor fuels to pay the same from the State Highway Treasury Debenture Redemption Fund herein created; providing for the cost of such general election and for the cost of advertising the sale of said debentures; providing for the creation of a liability binding the State of Montana not to reduce the license tax on gasoline or motor fuels until after accrual of sufficient moneys to pay the said debentures and

interest; defining the duties of election officials hereunder and providing penalties for violations of the election provisions of this Act."

Respectfully report as follows: That House Bill No. 450 do pass.

MOSS, Chairman.

On motion by Moss, report adopted.

Moved by Moss, seconded and carried, that H. B. No. 450 be reported correctly printed.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders under the following rules: Proponents and opponents allowed three minutes on main bill and two minutes on amendments and all others allowed one minute only, with no yielding of time, and that all bills, unless otherwise requested, be read by title, history and section number only. Motion seconded and carried.

Brown of Gallatin in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 183, 331, 445, Sub. 443, Sub. 140, House Sub. for S. Bill No. 81, H. B. No. 448 and H. J. R. No. 9, H. B. No. 450, respectfully recommend:

That H. B. No. 183, enacting clause be stricken.

H. B. No. 331, do pass.

H. B. No. 445, do pass.

Sub. H. B. No. 443, do pass.

Sub. H. B. No. 140, amended as follows: Amend Section 2 by striking out all of lines 9, 10, 11, 12 and 13; amend Section 4 by striking out in line 9 the figures "\$2.00" and inserting in lieu thereof the words and figures "One Dollars—\$1.00"; amend Section 5 by striking out in lines 3 and 4 the words and figures "twenty per cent (20%)" and in line 9 the words and figures "twenty per cent (20%)" and inserting in lieu thereof for lines 3 and 4, the words and figures "ten per cent (10%)" and in line 9 the words and figures "ten per cent (10%)" and amend Section 2 by striking out line 17; that Sub. H. B. No. 140, as amended, do pass.

House Sub. for Senate Bill No. 81, amended as follows: Amend Section 1 by inserting in line 9 after the word "brick", the following: "except such face and trim brick as may be required"; that House Substitute for Senate Bill No. 81, do pass.

H. B. No. 448, enacting clause stricken.

H. J. R. No. 9, be adopted.

H. B. No. 450, do pass.

BROWN of Gallatin, Chairman.

On motion of Brown of Gallatin, report adopted.

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: H. B. No. 450.

NYQUIST, Chairman.

Moved by Leavitt that the following bills be reported as correctly engrossed and placed on Third Reading: H. B. Nos. 331, 445, 443, Sub. H. B. No. 140, House Sub. for S. B. No. 81, H. J. R. No. 9, H. B. No. 450.

THIRD READING OF HOUSE BILLS

H. B. No. 331, introduced by Leavitt, by request, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Darlington, Erickson, Ekegren, Fairgrieve, Grabow, Graff, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McFarland, Merriman, Meyer, Miller, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Replogle, Rolph, Spangler, Stewart, Sullivan, Swope, Waite, Watson (Meagher), Woodcock. Total 49.

Noes: Adair, Coffee, Cranston, Curran, Dougherty, Finlen, Freed, Goodwin, Gordon, Green, Hagestad, Haight, Jarrett, Lewis, Pauly, Porter, Quamme, Rigg, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Ueland, Andrew, Ueland, R. R., Waring, Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 33.

Absent and not voting: Arnold (Stillwater), Benjamin, Buck, Dellwo, Doran, Dunn, Hamilton (Phillips), Hodgskiss, Knight, Martin, McDermott, Metlen, Minnick, Morris, Moss, Roll, Tinsley, Troy, Vollmer. Total 19.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: Sub. H. B. No. 211, H. B. No. 314, H. B. No. 438.

GREEN, Chairman.

H. B. No. 445, introduced by Committee on Ways and Means, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Schilling, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland, Andrew, Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 81.

Noes: Shannon, Wilson. Total 2.

Absent and not voting: Arnold (Stillwater), Buck, Coffee, Dellwo, Doran, Grabow, Hodgskiss, Martin, Mason, Metlen, Morris, Moss, Roll, Sample, Sheffer, Swope, Tinsley, Vollmer. Total 18.

H. B. No. 443, introduced by Committee on Ways and Means, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: Shannon. Total 1.

Absent and not voting: Buck, Dellwo, Doran, Dunn, Hodgskiss, Martin, Morris, Moss, O'Connell, Roll, Vollmer. Total 11.

Sub. H. B. No. 140, introduced by Committee on Revenue and Taxation, having been read three several times, title and history agreed upon, failed to pass by the following vote:

Ayes: Bechtel, Brown (Gallatin), Budas, Burrell, Cole, Darlington, Ekegren, Fairgrieve, Green, Hanson, Kruse, Lillis, Logan, Nelstead, Nyquist, Ross, Sheffer, Southmayd, Swope, Troy, Watson (Meagher). Total 21.

Noes: Arnold (Stillwater), Benjamin, Blewett, Brown (Cascade), Burke, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Dellwo, Dougherty, Dunn, Erickson, Finlen, Freed, Goodwin, Gordon, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Jarrett, Knight, Lewis, Manning, Mason, McCormack, McDermott, McFarland, Meyer, Miller, Minnick, Moss, Murphy, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Ryder, Salyerds, Sample, Schilling, Shannon, Spangler, Stewart, Sullivan, Tinsley, Ueland, Andrew, Ueland, R. R., Waite, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 63.

Absent and not voting.: Arnold (Rosebud), Buck, Doran, Grabow, Henderson, Hodgskiss, Leavitt, Martin, Merriman, Metlen, Morris, Porter, Roll, Rolph, Vollmer. Total 15.

Passed vote: Adair, Waring. Total 2.

House Sub. for Senate Bill No. 81, introduced by Committee on State Institutions, Public Buildings and Grounds, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Brown (Gallatin), Burrell, Coffee, Cole, Curran, Darlington, Dellwo, Dougherty, Ekegren, Erickson, Freed, Gordon, Green, Haight, Haverfield, Hodgskiss, Jarrett, Kruse, Lewis, Logan, Manning, McCormack, Metlen, Miller, Minnick, O'Day, Parker, Pauly, Porter, Quamme, Rolph, Ross, Ryder, Sample, Schilling, Sheffer, Southmayd, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 51.

Noes: Adair, Bechtel, Blewett, Brown (Cascade), Budas, Burke, Casey, Cooney, Cranston, Fairgrieve, Finlen, Goodwin, Grabow, Graff, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Knight, Leavitt, Lillis, Mason, McDermott, McFarland, Merriman, Meyer, Moss, Murphy, Nyquist, O'Connell, Pappin, Replogle, Rigg, Salyerds, Spangler, Stewart, Sullivan, Troy, Waring. Total 38.

Absent and not voting: Buck, Chapman, Doran, Dunn, Hagestad, Henderson, Martin, Morris, Nelstead, Roll, Shannon, Vollmer. Total 12.

H. J. R. No. 9, introduced by Committee on Agriculture, having been read three several times at length, title and history agreed upon, was adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Darlington, Doran, Lewis, Martin, Morris, Parker, Roll, Vollmer. Total 8.

H. B. No. 450, introduced by Committee on Highways, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: Freed, Hagestad, Haight, Sample. Total 4.

Absent and not voting: Casey, Darlinton, Doran, Fairgrieve, Logan, Martin, Morris, Replogle, Sheffer, Stewart, Vollmer. Total 11.

Sub. H. B. No. 211, introduced by Committee on Highways, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Coffee, Cooney, Cranston, Darlinton, Dellwo, Dougherty, Dunn, Erickson, Goodwin, Grabow, Green, Hanson, Henderson, Hodgskiss, Leavitt, Lillis, Logan, Manning, Mason, McDermott, Miller, Minnick, Moss, Murphy, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Roll, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Troy, Willard, Woodcock, Mr. Speaker. Total 55.

Noes: Benjamin, Burrell, Chapman, Curran, Ekegren, Fairgrieve, Finlen, Freed, Gordon, Graff, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Jarrett, Kruse, Lewis, McFarland, Merriman, Meyer, Nelstead, Nyquist, Quamme, Rolph, Stewart, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Wilson. Total 34.

Absent and not voting: Cole, Doran, Hamilton (Phillips), Knight, Martin, McCormack, Metlen, Morris, Replogle, Rigg, Ryder, Vollmer. Total 12.

H. B. No. 314, introduced by Pappin, Knight, O'Connell, having been read three several times, title and history agreed upon, failed to pass by the following vote:

Ayes: Arnold (Stillwater), Blewett, Brown (Cascade), Buck, Burke, Casey, Coffee, Cooney, Dunn, Ekegren, Finlen, Goodwin, Grabow, Graff, Hamilton (Musselshell), Hanson, Knight, Leavitt, Lillis, Manning, McDermott, McFarland, Metlen, Meyer, Moss, Murphy, Nelstead, O'Connell, O'Day, Pappin, Pauly, Rigg, Roll, Ross, Salyerds, Schilling, Shannon, Sullivan, Troy, Waring, Watson (Meagher), Watson (Missoula), Willard, Mr. Speaker. Total 44.

Noes: Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Budas, Burrell, Chapman, Cranston, Curran, Darlinton, Dellwo, Dougherty, Erickson, Fairgrieve, Freed, Gordon, Green, Hagestad, Haight, Hamilton (Phillips), Haverfield, Henderson, Kruse, Lewis, Logan, McCormack, Merriman, Miller, Minnick, Nyquist, Parker, Porter, Quamme, Rolph, Ryder, Sample, Sheffer, Southmayd, Spangler, Swope, Tinsley, Ueland (Andrew), Ueland (R. R.), Waite, Wilson, Woodcock. Total 46.

Absent and not voting: Adair, Cole, Doran, Hodgskiss, Jarrett, Martin, Mason, Morris, Replogle, Stewart, Vollmer. Total 11.

H. B. No. 438, introduced by O'Connell, McDermott, Casey, Goodwin, Hamilton (Phillips), and Morris, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Knight, Leavitt, Lillis, Manning, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 74.

Noes: Budas, Dellwo, Dougherty, Ekegren, Fairgrieve, Hagestad, Haight, Haverfield, Hodgskiss, Kruse, Lewis, McFarland, Miller, Quamme, Southmayd, Watson (Meagher), Wilson. Total 17.

Absent and not voting: Brown (Cascade), Doran, Dunn, Jarrett, Logan, Martin, Morris, Moss, Shannon, Vollmer. Total 10.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by O'Connell that the House reconsider its action on H. B. No. 359. Motion by Brown (Gallatin) to table the motion to reconsider carried by the following vote on request of roll call:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Brown (Gallatin), Budas, Burrell, Chapman, Cole, Cranston, Curran, Darlinton, Dougherty, Dunn, Erickson, Fairgrieve, Freed, Gordon, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Lewis, McCormack, McFarland, Merriman, Miller, Nelstead, Nyquist, Parker, Porter, Quamme, Ryder, Sample, Schilling, Shannon, Sheffer, Spangler, Swope, Tinsley, Ueland (R. R.), Waite, Waring, Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 50.

Noes: Adair, Bechtel, Benjamin, Blewett, Brown (Cascade), Buck, Burke, Casey, Coffee, Cooney, Dellwo, Ekegren, Finlen, Goodwin, Graff, Hamilton (Phillips), Knight, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McDermott, Meyer, Minnick, Moss, Murphy, O'Connell, O'Day, Pappin, Pauly, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Southmayd, Stewart, Sullivan, Troy, Ueland (Andrew), Watson (Meagher), Woodcock. Total 45.

Absent and not voting: Doran, Grabow, Martin, Metlen, Morris, Vollmer. Total 6.

Moved by Knight that the House reconsider its action on H. B. No. 431 and that the bill be taken from the table; roll call requested and motion lost by the following vote:

Ayes: Burke, Casey, Chapman, Cole, Cooney, Cranston, Curran, Erickson, Goodwin, Gordon, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Knight, Kruse, Leavitt, Manning, McCormack, Merriman, Metlen, Meyer, Minnick, Nyquist, O'Connell, Pappin, Porter, Quamme, Replogle, Ross, Ryder, Schilling, Troy, Ueland (R. R.), Waring, Watson (Missoula), Woodcock. Total 40.

Noes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Coffee, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Finlen, Freed, Graff, Green, Henderson, Jarrett, Lewis, Logan, Mason, McDermott, McFarland, Moss, Murphy, Nelstead, O'Day, Parker, Pauly, Rigg, Rolph, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Tinsley, Ueland (Andrew), Waite, Willard, Wilson, Mr. Speaker. Total 49.

Absent and not voting: Doran, Fairgrieve, Grabow, Lillis, Martin, Miller, Morris, Roll, Stewart, Swope, Vollmer. Total 11.

Passed their vote: Watson (Meagher). Total 1.

Moved by Dellwo that the House reconsider its action on H. B. No. 314. On standing vote, motion lost as follows: Ayes 33, noes 50.

Moved by Leavitt that the House recess subject to the call of the chair. Motion seconded and carried.

HOUSE RESUMED

House resumed pursuant to recess.

Mr. Speaker in the chair.

REPORT OF SELECT COMMITTEE

The following report was received from the Committee on Allocation:

Mr. Speaker: We, your Select Committee on Allocation, having had under consideration House Bill No. 434, a Bill for an Act entitled: "An Act appropriating money derived from the sale of bonds under the provisions of Referendum Measure 33, which was submitted to the vote of the electors of the State of Montana at the last general election and which provides that such funds should be used for the purpose of building and other improvements at certain state institutions and for the use and sale of such bonds and at such times as by the State Board of Examiners are deemed to be necessary for the execution of the building program herein outlined. The funds derived from the sale of such state institutions bonds are to be expended only for the purpose herein set forth and for such item only and so much as is necessary, not exceeding the amount allocated." Respectfully reported as follows:

That House Bill No. 434 be amended in the title by striking out in lines 5 and 6 thereof the words "purpose of building and other improvements" and inserting in lieu thereof the words "construction, repair and improvement of necessary buildings, other improvements and the acquisition of necessary grounds," and by striking out in line 7 the word "use" and inserting in lieu thereof the word "issue." And by striking out in lines 8 and 9 the words "execution of the building program outlined" and inserting in lieu thereof the words "erection, repair and equipment of necessary buildings, other permanent improvements and the acquisition of necessary grounds at certain state institutions."

That the title be further amended by striking out in line 2 the word "Bonds" and inserting in lieu thereof the words "State Institutions Bonds of the State of Montana" and by striking out in line 10 the words "State Institution."

That Section 2 be amended by striking out in lines 4 and 5 the words and figures "One Million Nine Hundred Ninety-five Thousand Eight Hundred Ninety-three Dollars (\$1,995,893.00)" and inserting in lieu thereof the words and figures "Two Million Two Hundred Twenty Thousand Dollars (\$2,220,000.00)," and also by striking out in lines 7 and 8 the words "for a business-like and orderly execution of the building program herein outlined" and inserting in lieu thereof the words "for the erection, repair and equipment of necessary buildings, other permanent improvements and the acquisition of necessary grounds at the institutions designated in the foregoing section."

That Section 3 be amended by inserting after line 24, page 4, the following: "Provided that if the erection, repair and equipment of necessary buildings and other permanent improvements herein authorized for the State Hospital for the Insane at Warm Springs be completed at a less cost than the amount herein appropriated therefor, any surplus remaining of the total appropriation herein authorized for such institution may be expended by the State Board of Examiners for such additional equipment and buildings at such institution as may at that time be deemed necessary."

And that Section 3 be further amended by inserting after line 19 on page 5, the following: "Provided that if the erection, repair and equipment of necessary buildings and other permanent improvements herein

authorized for the Montana State Tuberculosis Sanitarium at Galen be completed at a less cost than the amount herein appropriated therefor, any surplus remaining of the total appropriation herein authorized for such institution may be expended by the State Board of Examiners for such additional equipment and buildings at such institution as may at that time be deemed necessary."

And that Section 3 be further amended by inserting after line 32, page 5, the following: "Provided that if the erection, repair and equipment of necessary buildings and other permanent improvements herein authorized for the State Prison at Deer Lodge be completed at a less cost than the amount herein appropriated therefor, any surplus remaining of the total appropriation herein authorized for such institution may be expended by the State Board of Examiners for such additional equipment and buildings at such institution as may at that time be deemed necessary."

And that Section 3 be further amended by inserting in line 24, page 5, after the words "itemized as follows" the following: "1. For one cell house with equipment and furnishings, Two Hundred Thousand Seven Hundred Eighty-two Dollars (\$200,782.00)," and by correcting the numbers of the three subsequent items thereof.

And that Section 3 be further amended by adding at the end thereof the following:

Montana Vocational School for Girls at Helena, total Eight Thousand Three Hundred Twenty-five Dollars (\$8,325.00) itemized as follows:

Water Standpipe and Enlarging Main, Seven Thousand Five Hundred Dollars	\$ 7,500.00
School Room Equipment, Seven Hundred Fifty Dollars.....	750.00
Flag Staff, Seventy-five Dollars	75.00

State Soldiers' Home, Columbia Falls, Montana, total Fifteen Thousand Dollars (\$15,000.00) itemized as follows:

Utility Building, Twelve Thousand Dollars	\$12,000.00
Repairs on Main Building and Water System, Three Thousand Dollars	3,000.00

And as amended that House Bill No. 434 be placed on General Orders without being reprinted.

ARNOLD (Stillwater), Chairman.

On motion by Arnold (Stillwater), report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for consideration of General Orders under the rules of the previous sitting. Motion seconded and carried.

Salyerds of Fergus in the chair.

Committee arose.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 434, respectfully recommend that H. B. No. 434 be amended as follows: Amend Section 3 by striking out in line 72, page 4, printed bill, the words and figures "Two Hundred Thirty-four Thousand Three Hundred Dollars—\$234,300.00" and inserting in lieu thereof the words and figures "Four Hundred Thirty-five Thousand Eighty-two Dollars—\$435,082.00"; amend Section 3 by inserting in line 117 after the word "Journalism" the words "to be known as A. L. Stone Hall in honor of Dean A. L. Stone"; that H. B. No. 434, as amended, do pass.

SALYERDS, Chairman.

On motion by Salyerds, report adopted.

On request, House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Dellwo that H. B. No. 434 be considered correctly engrossed and placed on Third Reading. Motion seconded and carried.

THIRD READING OF HOUSE BILLS

H. B. No. 434, introduced by Committee on Appropriations, having been read three several times at length, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Chapman, Coffee, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McCormack, McFarland, Merriman, Metlen, Miller, Minnick, Murphy, Nestead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: Goodwin, Lillis, McDermott, Meyer, Repogle. Total 5.

Absent and not voting: Casey, Cole, Cranston, Curran, Doran, Freed, Graff, Hagestad, Martin, Morris, Moss, O'Day, Quamme, Spangler, Vollmer. Total 14.

Passed their vote: Cooney. Total 1.

Moved by Leavitt that the House adjourn until February 24, 1931, at 1:30 P. M. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-FIRST DAY

House of Representatives,
Helena, Montana, February 24, 1931.

House convened at 1:30 P. M. pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Cole and Martin, excused.

The Committee on Journal reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fiftieth legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 90, a Bill for an Act entitled: "An Act to amend Section 2160 of the Revised Codes of the State of Montana of 1921, relating to the computation of taxes by the County Clerk," respectfully report as follows: That Senate Bill No. 90 be not concurred in.

PARKER, Chairman.

On motion by Parker, report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 96, a Bill for an Act entitled: "An Act to amend Section 2172 of the Revised Codes of the State of Montana, of 1921, relating to the form of tax receipts to be issued by the County Treasurer," respectfully report as follows: That Senate Bill No. 96 be not concurred in.

PARKER, Chairman.

On motion by Parker, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Governor:

Helena, Montana, February 24, 1931.

The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have approved the following House measures: H. B. 57, relating to the termination of a tenancy or other estate at will. H. B. 58, defining or relating to freeholds, etc. H. B. 59, relating to the enumeration of estates in real property. H. B. 221, an Act validating elections held after notice given as provided in Section 5279 of the Revised Codes.

J. E. ERICKSON, Governor.

The following communications were received from the Senate as of date February 23, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read three several times, and passed, title agreed to, and are herewith transmitted to the House for concurrence: S. B. No. 54; S. B. No. 87; Sub. S. B. No. 91; S. B. No. 92; S. B. No. 94; S. B. No. 95; S. B. No. 107; S. B. No. 108; S. B. No. 127; S. J. R. No. 5; S. B. No. 13; S. B. No. 14; S. B. No. 22; S. B. No. 31; S. B. No. 89; S. B. No. 106; S. B. No. 109; S. B. No. 114; S. B. No. 117; S. B. No. 123; S. B. No. 130.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, title agreed to, and are herewith returned to the House: Sub. H. B. No. 102; H. B. No. 215; H. B. No. 227; H. B. No. 274.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the motion for the reconsideration of H. B. No. 318 was lost, and bill is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows: That S. B. No. 108 be amended in Section 1 by striking out the Committee amendment, being the second amendment proposed by the Committee, and as so amended, recommend same do pass.

That S. B. No. 117 do pass.

That S. B. No. 130 do pass.

That S. B. No. 123 do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Governor and Senate be considered read at length and the Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Standing Committees this day reported as follows, reports adopted:

Committee on Education: That S. B. No. 93 do not pass.

Committee on Compensation: That S. B. No. 97 do not pass.

Committee on Compensation: That S. B. No. 123 be amended by adding in line 13, page 1, after the word, "from", the words: "waving the provisions of Section 2917", and by adding in line 21, page 1, before the word, "as", the words: "except accidental injuries as a result of intoxication or violation of law", and as so amended, recommend said bill do pass.

Committee on Stock Growing and Grazing: That H. B. No. 324 be amended by striking out in Section 2, page 2, line 21, the word, "raising", and inserting in lieu thereof the word, "breeding"; also in line 22, page 2, by striking out the word, "raising", and inserting in lieu thereof the word, "breeding"; also amend by striking out in line 28, Section 3, after the word, "Slaughtered," the words: "or sold at retail"; and as so amended, recommend said bill be concurred in.

Committee on Stock Growing and Grazing: That H. B. No. 361 be concurred in.

Committee on Finance and Claims: That S. B. No. 117 be amended by striking out all of Section 1 and inserting in lieu thereof the following: "Section 1. From and after the passage and approval of this Act, it shall be unlawful for the State Board of Examiners, the State Auditor, or any other Department of the State Government, or any officer thereof, to pay to any employee or officer, any greater salary or compensation than the maximum salary the incumbent of such office or position is now receiving; this is not intended to prevent the employing of a new employee at a lower than maximum salary and later raising such employee to the maximum herein mentioned, and any appointive state officer or elective state officer or employee of either thereof, violating the provisions of this Act shall be deemed subject to impeachment for malfeasance." And as so amended, recommend same do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That S. B. No. 109 do pass.

That S. B. No. 121 be amended in Section 1, in lines 1 and 4, by inserting after the word, "stores", the words, "moving picture show houses", and in line 9 after the word, "store", the words, "moving picture show houses," and as so amended, recommend same do pass.

That S. B. No. 22 do pass.

That S. B. No. 113 do not pass.

That S. B. No. 114 be amended in Section 1 by striking out in lines 3 and 4 the words and figures, "One Hundred Thousand Dollars (\$100,000.00)", and inserting in lieu thereof the words and figures, "Seventy-five Thousand Dollars (\$75,000.00)", and as so amended, recommend same do pass.

That S. B. No. 56 do pass.

Very truly,

J. F. CONE,
Secretary of the Senate.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND
READING OF THE SAME

The following Senate Bills were introduced, read first and second time and referred to committees:

S. B. No. 54, by Shelver, Higbie and Parkin, A Bill for an Act entitled: "An Act to amend Sections 8812 and 8813. Revised Codes of Montana of 1921, as amended by Chapter 91, Session Laws of the Twenty-first Legislative Assembly of Montana, relating to judicial districts and the number of judges therein." Referred to Committee on Judiciary.

S. B. No. 87, by Committee on Stock Growing and Grazing, A Bill for an Act entitled: "An Act providing for the creation, size, location, boundaries and procedure for the establishment of a horse herd district from which area horses are barred from running at large: providing a penalty for horses running at large within said district; providing the person, owner or person in control of such horse or horses shall be liable for all damages sustained thereby: providing for the impounding and disposition of said horse or horses." Referred to Committee on Livestock and Public Ranges.

Sub. S. B. No. 91, by Committee on Fish and Game, A Bill for an Act entitled: "An Act relating to tagging of beaver skins shipped from other states having a tag thereon of such state, and repealing all laws in conflict therewith." Referred to Committee on Fish and Game.

S. B. No. 92, by Rowland, A Bill for an Act entitled: "An Act amending Section 1015 of the Revised Codes of Montana 1921 as amended by Chapter 122 of the 18th Legislative Assembly 1923 prescribing the duties of trustees of public schools and particularly amending sub-division 7 of said Section regulating the rental of school buildings and sub-division 11 relating to the employment of a physician or registered nurse to make inspections as to sanitary conditions and amending all Acts and parts of Acts in conflict herewith." Referred to Committee on Education.

S. B. No. 94, by Holt, A Bill for an Act entitled: "An Act relating to hydroelectric power sites on state lands; making it unlawful to sell such lands, but giving the State Board of Land Commissioners authority to grant, lease or license for their development." Referred to Committee on State Lands.

S. B. No. 95, by Putnam, A Bill for an Act entitled: "An Act to amend Section 8366 of the Revised Codes of Montana of 1921 as amended by Section 1 of Chapter 20 of the Session Laws of the Twenty-first Legislative Assembly, 1929 and Section 8369 of the Revised Codes of Montana of 1921 relating to liens of threshermen, owners of combined harvester and threshers and farm laborers upon grain and crops and determining the priority thereof." Referred to Committee on Judiciary.

S. B. No. 107, by Keeley, A Bill for an Act entitled: "An Act to amend Sections 4026 and 4027 of the Revised Codes of Montana of 1921 as amended by Sections 1 and 2 of Chapter 179 of the Sessions Laws of 1929 and Section 4038 of the Revised Codes of Montana of 1921 defining investment companies and securities, providing for appeals to the State Board of Examiners from decisions of the Investment Commissioner, and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Banks and Banking.

S. B. No. 108, by Pauline and Hagerty, A Bill for an Act entitled: "An Act permitting Joseph Kenneally of Flathead County, Montana, to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident." Referred to Committee on Workmen's Compensation.

S. B. No. 127, by Committee on Insurance, A Bill for an Act entitled: "An Act requiring companies and agents dealing in motor club service contracts to be licensed by the Commissioner of Insurance, defining terms used herein; prescribing manner of obtaining license and requirements thereof; prescribing forms of contract and the filing thereof and penalties for violation of the provisions of this Act." Referred to Committee on Insurance.

S. B. No. 13, by Pauline, a Bill for an Act entitled: "An Act requiring all contracts for state, county, municipal and school construction or repair work and maintenance to contain provisions requiring preference to bona-fide residents of Montana in said work when not in violation of Federal Statutes and providing for the payment of the standard prevailing rate of wages as paid at the county seat of the county in which the work is being performed, and providing for the annulment of the contract in the event of the forfeiture of these provisions by the contractor, and providing a method for the completion of said contract, and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Labor.

S. B. No. 14, by Pauline, A Bill for an Act entitled: "An Act providing for a provision in all contracts for state, county, municipal or school work, compelling employers to comply with the provisions of the Constitution and Statutes of Montana relating to the eight hour day law, providing for annulment of the contracts for conviction of the violation thereof, and providing a penalty for the failure of any state, county, municipal or school officer to carry out the provisions of this Act." Referred to Committee on Labor.

S. B. No. 22, by Plank, A Bill for an Act entitled: "An Act to amend Sections 3681 and 3704 Revised Codes of Montana of 1921, as amended by Chapter 77 of the Laws of 1923 and by Chapter 192 of the Laws of 1925 and by Chapter 59 of the Session Laws of 1927, relating to the open and closed season on fur bearing animals." Referred to Committee on Fish and Game.

S. B. No. 31, by Rowland, Fenton, Parkin and Higbie, by request, A Bill for an Act entitled: "An Act relating to abstracters and to the business of abstracting: providing for the creation of a Board of Abstract Examiners, fixing the compensation of its members and providing for the organization and the operation of the Board; defining the qualification of abstracters and requiring their registration; defining registered abstracters; providing for the examination of the applicants by the Board of Abstract Examiners; the issuance of certificates of registration and certificates of authority, and designating the contents of certificates; prescribing the license fee to be paid by the applicant or the abstracter before taking the examination or engaging in business; requiring the filing of a bond, or securities in lieu thereof, and prescribing its form, penalty and amount, designating a seal to be used; granting to the Board of Examiners power to cancel and revoke certificates of registration or of authority; providing for hearings on applications to revoke or cancel, and granting right of appeal from the decisions of the Board cancelling or revoking certificates; fixing the penalties for the violation of this Act and repealing Sections 4139, 4140, 4142 and 4143, as amended by Chapter 60 of the Laws of the Nineteenth Legislative Assembly; Sections 4144, 4145, and 4146 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith; and excepting from the provisions of this Act any person, firm or corporation holding a valid and subsisting certificate of authority issued pursuant to said Section 4140." Referred to Committee on Judiciary.

S. B. No. 89, by Senate Committee on Counties and Towns, A Bill for an Act entitled: "An Act providing for a budget system for making and controlling city and town estimates, tax levies and expenditures, fixing the fiscal year for cities and towns under such budget system, providing penalties for violations of this Act, and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Affairs of Cities.

S. B. No. 106, by Larson and Survant, A Bill for an Act entitled: "An Act providing for the classification and basis upon which taxes shall be imposed upon all lands, town and city lots, with improvements, and upon grains and seeds." Referred to Committee on Revenue and Taxation.

S. B. No. 109, by Kemmis, Himsel, Holton, Crawford, Plank, Angvick, Baker, Sparling, Staggs, Wheeler, Willis, Tower, Holt, Delaney, Burr, Smith of Custer, Ruffcorn, Schnitzler, and Keelev, A Bill for an Act entitled: "An Act to amend Sections 44 and 45 of the Revised Codes of Montana of 1921 relating to the apportionment of membership of the House of Representa-

taives in accordance with the official census of 1930 and specifying number from each county." Referred to Committee on Apportionment and Representation.

S. B. No. 114, by Himsl, a Bill for an Act entitled: "An Act relating to the consolidation of banks and providing for operation of offices after consolidation." Referred to Committee on Banks and Banking.

S. B. No. 117, by Committee on Finance and Claims, A Bill for an Act entitled: "An Act prohibiting the State Board of Examiners and the State Auditor from paying an increase of salaries to any appointive state officers or other employees of the State." Referred to Committee on State Boards and Officers.

S. B. No. 123, by Pauline, by request, A Bill for an Act entitled: "An Act to amend Section 2907 of the Revised Codes of Montana of 1921, as amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929 relating to hospital contracts." Referred to Committee on Workmen's Compensation.

S. B. No. 130, by Jergensen, A Bill for an Act entitled: "An Act permitting John Sticknock, to file a claim for compensation for alleged industrial Accident after expiration of six months from the date of the happening of alleged accident." Referred to Committee on Workmen's Compensation.

S. J. R. No. 5, by Ruffcorn, "A Resolution requesting the Governor to appoint a Committee to investigate the causes of the deafness, blindness, and feeble-mindedness of the inmates of the school at Boulder, Montana, and that the findings of said Committee be reported to the members of the Twenty-third Legislative Assembly." Referred to Committee on State Institutions, Public Buildings and Grounds.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders.

Minnick of Phillips in the chair.

Committee arose. House resumed.

Mr. Speaker pro tem in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate Bills Nos. 19, 15, 29, 44, 16, 34, 36, respectfully recommend:

That S. B. No. 19 be amended as follows: Amend the title by striking out the title and inserting in lieu thereof the following: "A Bill for an act entitled: 'An Act to amend Section 443 of the Revised Codes of Montana of 1921, as amended by Chapter 48 of the Laws of the Twentieth Legislative Assembly of the State of Montana of 1927, relating to the limitation of traveling or other expenses of public officers or employees attending conventions: Authorizing payment of dues: and providing city or town council may authorize payment out of general or fire fund, of necessary expenses of officer or member of fire department attending fire fighting or prevention meetings or other such special meetings'"; that S. B. No. 19, as amended, be concurred in.

S. B. No. 15 be concurred in.

S. B. No. 29, consideration passed temporarily.

S. B. No. 44, concurred in.

Consideration of S. B. No. 16 be passed temporarily.

S. B. No. 34, concurred in.

Reverted to S. B. No. 29, recommend that S. B. No. 29, be concurred in.

S. B. No. 36, concurred in.

MINNICK, Chairman.

On motion by Minnick, report adopted.

Moved by Leavitt that the House resolve itself into a Committee of the Whole for the consideration of General Orders.

Graff of Yellowstone in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate Bills Nos. 38, 42, Sub. S. B. No. 55, S. B. Nos. 46, 69, 71, Sub. S. B. No. 10, Sub. S. B. No. 23 and 26, S. J. R. No. 4, S. B. No. 27, respectfully recommend:

That S. B. No. 38, consideration passed temporarily.

S. B. No. 42, concurred in.

Sub. S. B. No. 55, consideration passed temporarily.

S. B. No. 46, concurred in.

S. B. No. 69, concurred in.

S. B. No. 71, concurred in.

Consideration of Sub. S. B. No. 10, passed for the day.

Consideration of Sub. S. B. No. 23 and 26, passed for the day.

S. J. R. No. 4, concurred in.

S. B. No. 27, concurred in.

GRAFF, Chairman.

On motion by Graff, report adopted.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: Sub. H. B. 102, H. B. Nos. 215, 227, 274.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign Sub. H. B. No. 102, H. B. Nos. 215, 227, 274, and thereupon signed the same.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following report was received from a Standing Committee:

Mr. Speaker: We, your Committee on Employment, wish to submit the following report, to-wit: That we have this day found it necessary to dispense with the services of the following: Katherine Fauts, Hester Wishaar, Lee Kivinen, Margaret McManus, Margaret Fleming, Mamie Wallock, Josephine Daly, Marcie Orr Jacobsen, Bernice Moore, Kay Roche, R. G. Wood, Howard Wilson, H. F. Robinson, Ceil Maillet, Arthur James, Gordon Tucker, C. C. Herrold, Carl Kraft, Howard Thompson, Pete Taylor, Lewis Paulson, E. M. Keeley.

Employment Committee,

FAIRGRIEVE, Chairman.

On motion by Sample, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Moss that Sub. S. B. No. 55 be taken from General Orders and re-referred to the Committee on Public Safety for the purpose of an amendment. Motion seconded and carried.

Moved by Kruse that the Honorable Senate be requested to return H. B. No. 311. Roll call requested. On roll call, motion lost by the following vote:

Ayes: Adair, Arnold (Rosebud), Benjamin, Brown (Gallatin), Casey, Chapman, Curran, Darlington, Dellwo, Dunn, Fairgrieve, Goodwin, Graff, Hagestad, Hamilton (Phillips), Hanson, Kruse, Leavitt, Manning, Mason, Merriman, Meyer, Nyquist, O'Connell, Replogle, Rigg, Schilling, Sullivan,

Swope, Watson (Meagher), Watson (Missoula). Total 31.

Noes: Arnold (Stillwater), Bechtel, Buck, Budas, Burke, Burrell, Coffee, Cooney, Cranston, Dougherty, Ekegren, Erickson, Finlen, Gordon, Grabow, Green, Haight, Hamilton (Musselshell), Haverfield, Hodgskiss, Jarrett, Knight, Lewis, Logan, McCormack, McDermott, McFarland, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Southmayd, Spangler, Stewart, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Wilson, Woodcock, Mr. Speaker. Total 59.

Absent and not voting: Blewett, Brown (Cascade), Cole, Doran, Freed, Henderson, Lillis, Martin, Morris, Shannon, Willard. Total 11.

Moved by Rigg that the services of E. M. Keeley, law clerk of the House, be retained for the balance of the session. On standing vote of 44 Ayes, 19 Noes, motion carried.

Motion by Knight that the other employees, on the list with Keeley for discontinuance of service, be retained until the close of the session. Motion lost by the following standing vote: 25 Ayes, 48 Noes.

THIRD READING OF HOUSE BILLS

Senate Amendments to H. B. No. 63, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ryder, Salyerds, Schilling, Sheffer, Southmayd, Spangler, Sullivan, Swope, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Arnold (Stillwater), Bechtel, Benjamin, Burke, Coffee, Cole, Cooney, Cranston, Curran, Doran, Fairgrieve, Freed, Graff, Hamilton (Musselshell), Hamilton (Phillips), Martin, Metlen, Miller, Minnick, Morris, Moss, Nelstead, Rolph, Ross, Sample, Shannon, Stewart, Tinsley, Wilson. Total 29.

Moved by Leavitt that the House adjourn until 11:00 A. M., Wednesday, February 25, 1931.

W. R. FLACHSENHAR, Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-SECOND DAY

House of Representatives,
Helena, February 25, 1931.

House convened at 11:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Metlen, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 51st legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

COMMUNICATIONS AND PETITIONS

The following communication was received and resolution read at length and filed:

Helena, February 24, 1931.

Hon. W. R. Flachsenhar,
Speaker of the House of Representatives,
Helena, Montana.

Dear Sir:

I have the honor to attach for your information copy of letter received from the Department of State, Bismarck, North Dakota, together with Senate Resolution C of the North Dakota Assembly for the information and appropriate action of your Body.

Yours very truly,

W. E. HARMON, Secretary of State.

COPY

Department of State, Bismarck, North Dakota, February 20, 1931.
Secretary of State,
Helena, Montana.

Dear Sir:

I have the honor to transmit herewith two copies of Senate Resolution C, Twenty-second Legislative Assembly of the State of North Dakota, to be presented to the President of the Senate and Speaker of the House of Representatives of the Legislative Assembly of your state. Will you kindly forward these resolutions to the officers mentioned as we do not have their names and addresses? With appreciation of your courtesy,

Very respectfully yours,

ROBERT BYRNE, Secretary of State.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Internal Improvements, having had under consideration S. B. No. 65, introduced by Kane, a Bill for an Act entitled: "An Act authorizing the State Board of Examiners to dispose of the lands, buildings and equipment of the State Board of Entomology at Hamilton, Montana, to the Government of the United States in the event that the Government should desire to purchase the same, for the purpose of conducting a federal laboratory for the prevention and eradication of spotted fever," respectfully report as follows: That S. B. No. 65 be concurred in.

R. R. UELAND, Chairman.

On motion by Ueland, report adopted.

Mr. Speaker: We, your Committee on Internal Improvements, having had under consideration S. J. M. No. 6, introduced by Committee on Public Buildings, a resolution memorializing the Congress of the United States for a grant of land for public buildings at the capital of the state, in addition to the grants heretofore made for that purpose, respectfully report as follows: That S. J. M. No. 6 be concurred in.

R. R. UELAND, Chairman.

On motion by Ueland, report adopted.

Mr. Speaker: We, your Committee on Internal Improvements, having had under consideration S. B. No. 63, introduced by Keeley, a Bill for an Act entitled: "An Act authorizing and empowering the State Board of Examiners of the State of Montana to exchange 4.09 acres of land owned by the State of Montana and forming a part of the lands purchased for the use of the State Prison at Deer Lodge, Montana, for 3.88 acres of land adjoining state owned land, belonging to Carl Ulver of Deer Lodge, Montana," respectfully report as follows: That S. B. No. 63 be concurred in.

R. R. UELAND, Chairman.

On motion by Ueland, report adopted.

On request by Fairgrieve, Chairman of Employment Committee, unanimous consent was granted to the Employment Committee to change the date on the report submitted by said committee to the House, discontinuing services of employees, and that said date shall read February 28, 1931, instead of February 24, 1931.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications, all of the same date, were received from the Senate:

Helena, Montana, February 24, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day introduced in the Senate, read first and second times, and referred to committees:

- H. B. No. 158—Committee on Constitutional Amendments.
- Sub. H. B. No. 186—Committee on Judiciary.
- H. B. No. 205—Committee on Irrigation and Water Rights.
- H. B. No. 241—Committee on Sanitary Affairs.
- H. B. No. 266—Committee on Judiciary.
- H. B. No. 267—Committee on Judiciary.
- H. B. No. 270—Committee on Fish and Game.
- H. B. No. 272—Committee on Education.
- H. B. No. 275—Committee on Education.
- H. B. No. 286—Committee on Agriculture.
- H. B. No. 304—Committee on Counties and Towns.
- Sub. H. B. No. 308—Committee on Agriculture.
- H. B. No. 315—Committee on Education.
- H. B. No. 323—Committee on Banks and Banking.
- H. B. No. 325—Committee on Judiciary.
- H. B. No. 343—Committee on Agriculture.
- H. B. No. 344—Committee on Judiciary.
- H. B. No. 347—Committee on Roads and Highways.
- H. B. No. 351—Committee on Judiciary.
- H. B. No. 357—Committee on Aviation.
- H. B. No. 380—Committee on Counties and Towns.
- H. B. No. 384—Committee on Mines and Mining.
- H. B. No. 392—Committee on Public Lands.
- H. B. No. 396—Committee on Judiciary.
- H. B. No. 398—Committee on Counties and Towns.
- H. B. No. 399—Committee on Roads and Highways.
- H. B. No. 410—Committee on Counties and Towns.
- H. B. No. 411—Committee on Elections and Privileges.
- H. B. No. 419—Committee on Judiciary.
- H. B. No. 425—Committee on Judiciary.
- H. B. No. 441—Committee on Dairies and Dairying.
- H. J. R. No. 7—Committee on Federal Relations.
- H. J. R. No. 8—Committee on Oils and Leases.
- H. J. R. No. 9—Committee on Agriculture.
- H. B. No. 211—Committee on Roads and Highways.
- Sub. H. B. No. 216—Committee on Oils and Leases.
- H. B. No. 261—Committee on Counties and Towns.
- H. B. No. 326—Committee on Counties and Towns.
- Sub. H. B. No. 352—Committee on Roads and Highways.
- H. B. No. 331—Committee on Education.
- H. B. No. 310—Committee on Fish and Game.
- H. B. No. 311—Committee on Roads and Highways.
- H. B. No. 319—Committee on Finance and Claims.
- H. B. No. 338—Committee on Education.
- H. B. No. 339—Committee on Judiciary.
- H. B. No. 348—Committee on Oils and Leases.
- H. B. No. 356—Committee on Finance and Claims.
- H. B. No. 363—Committee on Finance and Claims.
- H. B. No. 366—Committee on Fish and Game.

H. B. No. 377—Committee on Judiciary.
 H. B. No. 382—Committee on Fairs and Expositions.
 H. B. No. 369—Committee on Education.
 H. B. No. 387—Committee on Counties and Towns.
 H. B. No. 393—Committee on Public Lands.
 H. B. No. 394—Committee on Public Lands.
 H. B. No. 395—Committee on Corporations other than Municipal.
 H. B. No. 401—Committee on Judiciary.
 H. B. No. 405—Committee on Judiciary.
 H. B. No. 407—Committee on Sanitary Affairs.
 H. B. No. 409—Committee on Education.
 H. B. No. 412—Committee on Fish and Game.
 H. B. No. 413—Committee on Finance and Claims.
 H. B. No. 420—Committee on Finance and Claims.
 H. B. No. 423—Committee on Libraries.
 H. B. No. 422—Committee on Oils and Leases.
 H. B. No. 426—Committee on Banks and Banking.
 H. B. No. 436—Committee on Military Affairs.
 H. B. No. 440—Committee on Public Lands.
 Sub. H. B. No. 443—Committee on Finance and Claims.
 H. B. No. 434—Committee on Finance and Claims.
 H. B. No. 444—Committee on Education.
 H. B. No. 445—Committee on Taxation.
 H. B. No. 438—Committee on Allocation.
 H. B. No. 446—Committee on Finance & Claims.
 H. B. No. 447—Committee on Finance & Claims.
 H. B. No. 450—Committee on Roads & Highways.
 H. B. No. 71—Committee on Constitutional Amendments.
 H. B. No. 147—Committee on Education.
 H. Sub. for S. B. No. 81—Committee on Labor & Capital.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. H. B. No. 64 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House.

Senate Committee of the Whole Amendment to Sub. H. B. No. 64: Amend in Section 1 by striking out in line 6 the comma after the word, "writing", where the said word first appears in that line and inserting a semi-colon in lieu thereof; also striking out the word, "or", in the same line.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 163 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House.

Senate Committee on Finance & Claims Amendment to H. B. No. 163: Amend by adding at the end of Section 2, the following: "Provided, however, that before the State Auditor delivers said warrant, the said John H. Gillis shall execute and deliver to the State of Montana a full and complete release of all claims, present or prospective, against the State of Montana".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 96 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House.

Senate Committee of the Whole Amendment to H. B. No. 96: Amend in Section 3 by striking out in line 3 of the printed bill all of line 3, and inserting in lieu thereof the words, "such cards to designate grade of apples as specified in Section 1", or "Orchard run".

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 171 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House.

Senate Committee on Irrigation & Water Rights Amendment to H. B. No. 171: Amend by adding Section 4 as follows: "Section 4. This Act shall be in full force and effect from and after its passage and approval".

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 273 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee on Education Amendment to H. B. No. 273: Amend by striking out in line 10 of Section 1, original bill, after the word, "state", the word, "and"; and in line 11 the words, "wholly or partially."

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 235 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee on Insurance Amendment to H. B. No. 235: Amend by adding on line 19, Section 1, typewritten bill, after the word, "estate", the following: "if neither wife, husband, child or parent be living."

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, titles agreed to, and bills are herewith returned to the House: H. B. No. 125; H. B. No. 142; H. B. No. 153; H. B. No. 164; H. B. No. 230; H. B. No. 291; H. B. No. 332; H. J. R. No. 4; H. J. M. No. 5.

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by adverse Committee reports, reports adopted, and bills are herewith returned to the House: H. B. No. 97; Sub. H. B. No. 98.

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Horticulture: That H. B. No. 97 be not concurred in.

Committee on Horticulture: That Sub. H. B. No. 98 be not concurred in.

Committee on State Boards and Offices: That H. B. No. 365, be concurred in.

Committee on Agriculture: That H. J. M. No. 10, be concurred in.

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 284 be concurred in.

That consideration of H. B. No. 237 be passed for the day.

That H. J. M. No. 6 be concurred in.

That H. B. No. 192 be concurred in.

That H. B. No. 50 be amended in the Senate Committee amendment in line 13, Section 2, page 6, original bill, by adding after the word, "Mineral", the word, "Ravalli"; and as so amended, recommend same be concurred in.

That H. B. No. 231 be concurred in.

That H. B. No. 242 be amended in Section 1 by striking out in line 14 the word, "docket", and inserting in lieu thereof the word, "judgment"; also in Section 1 by adding at the end thereof the following words: "in which any of the real estate affected thereby is situated"; and as so amended, recommend same be concurred in.

That H. B. No. 258 be concurred in.

That H. B. No. 309 be concurred in.

That H. B. No. 355 be concurred in.

That H. J. M. No. 9 be concurred in.

That consideration of H. B. No. 361 be passed for the day.

That consideration of H. B. No. 324 be passed for the day.

That consideration of Sub. H. B. No. 103 be passed for the day.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that Senate Bill No. 65 be placed at the head of General Orders. Motion seconded and carried.

THIRD READING OF SENATE BILLS

S. B. No. 19, introduced by Shelver, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Manning, Martin, McCormack, McDermott, McFarland, Meriman, Miller, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Porter, Replogle, Rigg, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Cole, Erickson, Hagestad, Quamme. Total 4.

Absent and not voting: Doran, Dunn, Lillis, Logan, Mason, Metlen, Meyer, Minnick, Moss, Pauly, Roll, Rolph, Shannon, Ueland, R. R., Total 14.

MOTIONS AND RESOLUTIONS

Moved by Finlen that S. B. No. 15 be taken from Third Reading and re-referred to General Orders for an amendment. Motion seconded and carried.

Moved by Finlen that the House be again on Order of Business No. 9. Motion seconded and carried.

THIRD READING OF SENATE BILLS

S. B. No. 29, introduced by Wheeler, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Blewett, Buck, Coffee, Dunn, Lillis, Logan, Metlen, Minnick, Moss, Roll, Shannon, Ueland, R. R. Total 12.

S. B. No. 44, by Higbie, by request, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Goodwin, Gordon, Grabow, Graff, Green, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Leavitt, Lillis, Logan, Manning, Martin, Mason, McFarland, Meyer, Miller, Morris, Murphy, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Rolph, Ryder, Salyerds, Schilling, Southmayd, Spangler, Stewart, Sullivan, Ueland, Andrew; Troy, Waring, Watson (Missoula), Willard, Mr. Speaker. Total 65.

Noes: Blewett, Ekegren, Erickson, Fairgrieve, Freed, Hagestad, Hamilton (Musselshell), Hodgskiss, Kruse, Lewis, McCormack, Merriman, Parker, Replogle, Ross, Sample, Shannon, Sheffer, Swope, Tinsley, Ueland, R. R., Vollmer, Watson (Meagher), Woodcock. Total 24.

Absent and not voting: Buck, Finlen, Knight, McDermott, Metlen, Minnick, Moss, Nelstead, Rigg, Roll, Waite, Wilson. Total 12.

S. B. No. 34, introduced by Committee on Agriculture, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 88.

Noes: Blewett, Goodwin, McDermott. Total 3.

Absent and not voting: Buck, Burrell, Henderson, Knight, Metlen, Moss, Nelstead, O'Connell, Roll, Wilson. Total 10.

S. B. No. 36, introduced by Cowan, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton, (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 88.

Noes: Finlen, Haight, Sample, Tinsley. Total 4.

Absent and not voting: Buck, Grabow, Knight, Metlen, Moss, Nestead, O'Connell, Roll, Wilson. Total 9.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 332, 230, 125, 164, 291, 153, 142, H. J. M. No. 5, H. J. R. No. 4, Sub. H. B. No. 63.

HENDERSON, Chairman.

The Speaker gave notice that he was about to sign House Bills Nos. 332, 230, 125, 164, 291, 153, 142, H. J. M. No. 5, H. J. R. No. 4, Sub. H. B. No. 63, and thereupon signed the same.

Moved by Leavitt that the House recess until 2:30 p.m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p.m., pursuant to recess.

Mr. Speaker in the chair.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report we have this day presented to His Excellency the Governor, the following House Bills: Nos. 125, 142, 153, 164, 230, 291, 332, Sub. H. B. No. 63, H. J. M. No. 5, H. J. R. No. 4. Dated: February 25, 1931, 2:10 p.m.

HENDERSON, Chairman.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration S. J. R. No. 3, introduced by Gustafson, A concurrent resolution memorializing Congress to pass and the President to approve House Resolution 9599 by Leavitt, respectfully report as follows: That S. J. R. No. 3, be concurred in.

HAVERFIELD, Chairman.

On motion by Haverfield, report adopted.

Mr. Speaker: We, your Committee on Public Health & Sanitary Affairs, having had under consideration S. B. No. 85, introduced by Committee on Sanitary Affairs, A Bill for an Act entitled: "An Act relating to the drilling of water wells, the supply from which is intended for use or is actually used for furnishing water directly or indirectly, to or for public consumption or use; requiring data pertaining thereto to be filed with the State Board of Health; conferring certain jurisdiction in connection with the drilling of such water wells upon the State Board of Health; providing for the enforcement of this Act and the punishment for

violation thereof, and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That S. B. No. 85, be concurred in.

SHEFFER, Chairman.

On motion by Sheffer, report adopted.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration S. B. No. 45, by Plank, A Bill for an Act entitled: "An Act to amend Chapter 109 of the Session Laws of the State of Montana of 1927, relating to the regulation and sale of gasoline, kerosene, distillates, oils and greases, by adding after Section 7, a new section to be known as section 74; providing grades and specifications for distillates sold as "tractor fuel" or "motor fuel", etc.", respectfully report as follows: That S. B. No. 45, be amended as follows: Amend Section 1, line 17 of printed bill by striking out the figure "38" and inserting in lieu thereof the figure "40"; amend same section in lines 23, 24 and 25 by striking all of said lines and inserting in lieu thereof a new section to be designated as Section 2, as follows: Section 2. Treated—Tractor fuel and motor fuels having a sulphur content not to exceed four-tenths of one per cent and meeting the following corrosion test shall be designated as treated: Corrosion Test—A clean copper strip shall not show more than slight discoloration when submerged in the fuel for three hours at 122° F. Untreated tractor fuels having a sulphur content of more than four-tenths of one per cent or not meeting the above corrosion test shall be designated as untreated. And as so amended recommend that bill be concurred in.

QUAMME, Chairman.

On motion by Quamme, report adopted.

Mr. Speaker: We, a majority of your Committee on Apportionment and Representation, having had under consideration S. B. No. 109, A Bill for an Act entitled: "An Act to amend Sections 44 and 45 of the Revised Codes of Montana of 1921, relating to the apportionment of membership of the House of Representatives in accordance with official census of 1930 and specifying number from each county", respectfully report as follows: That S. B. No. 109, recommend that bill be concurred in.

ERICKSON
LEWIS
DELLWO
BENJAMIN
ROLPH
SHEFFER
EKEGREN
DOUGHERTY
HAMILTON (Musselshell)

Mr. Speaker: We, a minority of your Committee on Apportionment and Representation, having had under consideration, S. B. No. 109, respectfully report as follows: That S. B. No. 109, recommend that it do not be concurred in.

CRANSTON
PARKER
MEYER

Moved by Erickson that the majority report be adopted.

Moved by Merriman, that minority report be adopted.

On standing vote majority report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

Helena, February 25, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly made and seconded, the Senate requests the return of H. B. No. 97 for further consideration.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that the request of the Honorable Senate for the return of H. B. No. 97 be granted. Motion seconded and carried.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration S. B. No. 108, introduced by Pauline and Hagerty, A Bill for an Act entitled: "An Act permitting Joseph Kenneally of Flathead County, Montana, to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident", respectfully report as follows: That S. B. No. 108, be concurred in.

PAULY, Chairman.

On motion by Pauly, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration S. B. No. 130, introduced by Jergensen, A Bill for an Act entitled: "An Act permitting John Sticknock, to file a claim for compensation for alleged industrial accident after expiration of six months from the date of the happening of alleged accident", respectfully report as follows: That S. B. No. 130, be concurred in.

PAULY, Chairman.

On motion by Pauly, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME

The following bill was introduced, read first and second time at length and referred to Committee on Appropriations: H. B. No. 451, by Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money for the two years beginning July 1, 1931, and ending June 30, 1933, for the payment of refunds or drawbacks under the provisions of Chapter 168, Laws of the Twenty-first Legislative Assembly, of the State of Montana, or any amendments thereto, relating to refunds of license taxes paid by dealers in gasoline".

THIRD READING OF SENATE BILLS

S. B. No. 42, introduced by Committee on Banks and Banking, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Green, Hagestad, Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Waite, Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 80.

Noes: Haight, Hamilton (Musselshell). Total 2.

Absent and not voting: Brown (Cascade), Buck, Coffee, Cole, Cooney, Darlington, Fairgrieve, Graff, Haverfield, Lillis, Metlen, Meyer, Moss, Pappin, Ryder, Salyerds, Tinsley, Watson (Meagher), Woodcock. Total 19.

S. B. No. 46, introduced by Donovan, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Eke-

gren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Brown (Cascade), Buck, Coffee, Cole, Cooney, Haverfield, Lillis, Metlen, Moss, Pappin, Ryder, Tinsley, Woodcock. Total 13.

S. B. No. 69, introduced by Committee on Sanitary Affairs, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Adair, Benjamin, Brown (Cascade), Coffee, Cole, Cooney, Dunn, Lillis, Metlen, Pappin, Rolph, Ryder, Tinsley. Total 13.

S. B. No. 71, introduced by Holt, by request, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Adair, Brown (Cascade), Cole, Cooney, Dunn, Lillis, Manning, Metlen, Meyer, Pappin, Roll, Rolph, Ryder, Tinsley, Troy, Ueland, Andrew. Total 16.

S. B. No. 27, introduced by Jergensen, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fair-

grieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Spangler, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Arnold (Rosebud), Cranston, Finlen, Replogle, Sullivan. Total 5.

Absent and not voting: Adair, Brown (Cascade), Cole, Cooney, Lillis, Metlen, Pappin, Roll, Southmayd, Stewart, Tinsley. Total 11.

S. J. R. No. 4, introduced by Committee on Oil & Leases, having been read three several times, at length, title and history agreed upon, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: Hamilton (Musselshell). Total 1.

Absent and not voting: Adair, Brown (Cascade), Cole, Lillis, Metlen, Moss, Pappin, Roll, Ryder, Tinsley. Total 10.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Bechtel of Park in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate Bills Nos. 65, 16, 38, Sub. S. B. Nos. 10, 23 and 26, S. B. Nos. 60, 33, 64, 82, S. J. M. No. 6, S. J. R. No. 3; Senate amendments to Sub. H. B. No. 64; Senate amendments to H. B. No. 163; Senate amendments to H. B. No. 96, 171; Senate amendments to H. B. No. 235; Senate amendments to H. B. No. 273, respectfully recommend:

That S. B. No. 65, be concurred in.

S. B. No. 16 be amended as follows: Amend the title by striking out in line 3 after the word "owner" the words "or person", and inserting in lieu thereof the words: "person, firm, corporation or association"; amend Section 1, by striking out in line one after the word "owner" the words: "or person", and inserting in lieu thereof the words: "person, firm, corporation or association"; amend Section 2, line 3, of printed bill, after the word "may" add the following: "be abated and removed by the means and proceedings"; amend Section 3 by striking out in line 8 after the word "owner" the words "or the person" and inserting in lieu thereof the words: "person, firm, corporation or association"; amend Section 3 by striking out in line 10 after the word "owner" the words "or person" and

inserting in lieu thereof the words: "person, firm, corporation or association"; amend Section 6 by striking out in line 1 the words, "any person" and inserting in lieu thereof the words: "any owner, person, firm, corporation or association"; amend Section 1 by inserting after the enacting clause, the following: "Section 1. That Chapter 63 of the Session Laws of the Nineteenth Legislative Assembly of 1925, be amended to read as follows: "Strike out the words and figures, 'Section 1' appearing in line 1 of printed bill; that S. B. No. 16, as amended, be concurred in.

That S. B. No. 38 and Sub. S. B. No. 10, consideration be passed for the day. Sub. S. B. Nos. 23 and 26, be amended as follows: Amend Section 1 by striking out in line 1 of sub-division 12, after the word "Board", the words, "of County Examiners"; further amend Section 1 by striking out in line 138 the words, "General Fund" and inserting in lieu thereof the word, "treasury" and by adding the following sentence: "on the tenth day of January and the tenth day of July in each year the county treasurers shall distribute such revenues to the several county and trust and agency funds on the basis of the tax levy for the preceding calendar year"; that S. B. No. 23 and 26, as amended, be concurred in.

Consideration of S. B. Nos. 60, 33, 64, 82, S. J. M. No. 6 and S. J. R. No. 3, be passed for the day.

Senate amendments to Sub. H. B. No. 64, be concurred in.

Senate amendments to H. B. No. 96, be not concurred in and conference committee requested.

Senate amendments to H. B. No. 163, concurred in.

Senate amendments to H. B. No. 171, concurred in.

Senate amendments to H. B. No. 235, not concurred in and conference committee requested.

Senate amendments to H. B. No. 273, concurred in.

BECHTEL, Chairman.

On motion by Bechtel, report adopted.

The Speaker appointed the following conference committees: To act on Senate amendments to H. B. No. 96, Roll of Cascade, Dougherty of Ravalli and Martin of Glacier; to act on Senate amendments to H. B. No. 235, Ryder of Roosevelt, Hanson of Valley and Burke of Deer Lodge.

THIRD READING OF SENATE BILLS

S. B. No. 65, introduced by Kane, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Brown (Cascade), Cole, Haight, Hamilton (Phillips), Knight, Logan, Martin, Metlen, Morris, Pappin, Parker, Rolph, Ross, Ryder, Vollmer, Watson (Meagher). Total 16.

S. B. No. 16, introduced by Holton, Burr, Stoutenburg and Fenton, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Co-

ney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, R. R., Ueland, Andrew; Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Replogle. Total 1.

Absent and not voting: Benjamin, Brown (Cascade), Cole, Dougherty, Fairgrieve, Grabow, Haight, Knight, Lewis, Lillis, Logan, Martin, Metlen, Morris, Moss, Parker, Ross, Ryder, Troy, Vollmer. Total 20.

Sub. for Senate Bills Nos. 23 and 26, introduced by Committee on Counties and Towns, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Callatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Graff, Green, Hagestad, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Logan, Manning, Mason, McDermott, McFarland, Merriman, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Brown (Cascade), Cole, Fairgrieve, Freed, Grabow, Haight, Hamilton (Phillips), Knight, Lewis, Lillis, Martin, McCormack, Metlen, Meyer, Morris, Moss, Pappin, Parker, Rigg, Ross, Ryder, Schilling, Troy, Vollmer. Total 24.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Feb. 25th, 1931

Mr. Speaker: In compliance with the Resolution by Stewart of Lewis & Clark, the Employment Committee submit the following report, to-wit:

The Gross expense of the House up through the 7th week ending Feb. 22nd of the Twenty-second Legislative Assembly is as follows:

Per diem	\$49,588.00
Mileage	4,805.81
Attaches	27,979.50
Incidental expenses	11,708.20
	<hr/>
	\$94,081.51

Which makes an average cost per House Member of: 1929—\$269.00; 1931—\$277.03. The incidental expenses are covered principally by the cost of printing bills and stationery:

Bills and stationery	\$ 9,361.10
Incidentals	2,347.10
	<hr/>
	\$11,708.20

Bills introduced:

1929—Bills introduced on the 18th day	48
1931—Bills introduced on the 18th day	150
1929—Bills introduced during session	349
1931—Bills introduced during session	450

Comparison of cost printing bills: 1927—\$6,473.60; 1929—\$6,312.80; 1931—\$8,473.05 which makes the average cost of printing each bill: 1929—\$18.20; 1931—\$18.83.

We find the large increase of bills is due to the following:*

One member introduced 32 page bill	\$ 332.80
One member introduced 14 page bill	146.30
One member introduced 15 bills	197.60
One member introduced 18 bills	346.10
Crime Commission Bills	436.80
Butte Consolidation—27 pages	282.15
Missoula Consolidation—25 pages	260.00

\$2,001.75

Engrossed Bills: 1927—214; 1929—251; 1931—320.

Enrolled Bills: 1931—75.

The members made unusual demands upon the time of the stenographers, for instance: One member the first eleven days of the session had five girls in continuous service. Cost \$55.00 per day; making a total of \$605.00; one member had two girls working a week on an 89 page bill with two proof readers, making a cost of \$140.00; practically every bill considered in committee was copied several times for the use of committee members. As the committees are made up of an average of 15 members, and as only seven copies can be made at a time, it would necessitate running the bill through twice to have the correct amount. Besides personal stenographic service, the members and officers were supplied with their own letter-heads. There were 250 supplied at a cost of \$1.08 each, making a total of \$450.00; which, with stamps at \$246.62, makes a total of \$696.62 for correspondence expense.

Chaplain, 1; Chief Clerk, Clerk and Officers, 5; Stenographers, 1; Journal Clerk, 1; Stenographers, 2; Speaker and Floor Leader, Stenographers, 2; Sergeant-at-Arms, Clerks, and Officers, 5; Stenographer, 1; Envelopes addresser, 1; Bill Clerks, 2; Committee Clerks, 11; Enrolling room: Stenographers, 9; Clerks, 2; Proof Readers, 6; Red Liners, 3; Engrossing room: Clerks, 3; Stenographers, 6; Proof Readers, 6; Printing: Clerks, 3; Proof Readers, 2; General Stenographers, 12; Proof Readers, 4; Law Clerk, 1; Pages, 5; Janitors, 6; Watchmen, 4; Doorkeepers, 4; Elevator, 2; Telephone, 2. Total—112.

THE EMPLOYMENT COMMITTEE, Fairgrieve, Chairman.

On motion by Fairgrieve, report adopted.

Moved by Willard that the House give a rising vote of thanks for the Employment Committee for the conscientious and efficient work done. Motion seconded and carried.

Mr. Speaker: We, your Committee on Fish & Game, having had under consideration Senate Bill No. 22, A Bill for an Act entitled: "An Act to amend Sections 3681 and 3704 Revised Codes of Montana of 1921, as amended by Chapter 77 of the Laws of 1923 and by Chapter 192 of the Laws of 1925 and by Chapter 59 of the Session Laws of 1927, relating to the open and closed season for fur-bearing animals", respectfully report as follows: That Senate Bill No. 22 be not concurred in.

ARNOLD, Stillwater, Chairman.

On motion by Arnold, Stillwater, report adopted.

Mr. Speaker: We, your Committee on Fish & Game, having had under consideration Senate Bill No. 105, A Bill for an Act entitled: "An Act creating the Little Snowy Mountain Game Preserve in Musselshell County, and defining the boundaries thereof", respectfully report as follows: That Senate Bill No. 105 be amended as follows: In Section 2, line 2 of the printed bill strike out the words "fish or", strike out in line 3 the words "fish and", in line 5 insert between the word "animals and birds" the word

"or" and in line 5 strike out the words "or fish" and that when so amended Senate Bill No. 105 be concurred in.

ARNOLD, Stillwater, Chairman.

On motion by Arnold, Stillwater, report adopted.

Mr. Speaker: We, your Committee on Fish & Game, having had under consideration Senate Bill No. 74, A Bill for an Act entitled: "An Act to protect game animals from wanton, ruthless and useless destruction and mutilation for their heads, hides, antlers, horns or teeth, and providing a penalty for the violation thereof", respectfully report as follows: That Senate Bill No. 74 be amended as follows: In Section 2, line 3 of the original bill by inserting after the word, "and" the words, "within a reasonable time". And that when so amended Senate Bill No. 74 be concurred.

ARNOLD, Stillwater, Chairman.

On motion by Arnold, Stillwater, report adopted.

Mr. Speaker: We, your Committee on Fish & Game, having had under consideration Substitute Senate Bill No. 91, A Bill for an Act entitled: "An Act relating to tagging of beaver skins shipped from other states having a tag thereon of such state, and repealing all laws in conflict therewith", respectfully report as follows: That Substitute Senate Bill No. 91 be concurred in.

ARNOLD, Stillwater, Chairman.

On motion by Arnold, Stillwater, report adopted.

Mr. Speaker: We, your Committee on Conservation of Resources, having had under consideration Senate Joint Memorial No. 5, A Memorial entitled: "A Memorial to the Congress of the United States of America, relating to the proposed disposition of the public domain and also relating to the United States Reclamation Service", respectfully report as follows: That Senate Joint Memorial No. 5 be concurred in.

WILSON, Chairman.

On motion by Wilson, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Governor:

State of Montana,
Office of the Governor,
Helena, Montana.
February 25, 1931.

The Speaker, House of Representatives, Helena:

I have the honor to advise you that I have this day approved the following House measures:

H. B. No. 180: Providing for incorporation of mortuary and other companies.

H. B. No. 215: Relating to days of employment of policemen.

H. B. No. 223: Relating to hail insurance.

H. B. No. 227: Relating to payment of death and annuity benefits upon lives of children.

H. B. No. 274: Relating to industrial schools.

Sub. H. B. No. 102: Providing a lien for services rendered by physician, nurse of hospital.

J. E. ERICKSON, Governor.

THIRD READING OF HOUSE BILLS

Senate amendments to Sub. H. B. No. 64, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Ekegren, Finlen, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Salyerds, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Brown (Cascade), Cole, Dunn, Erickson, Knight, Lillis, Martin, Metlen, Morris, Moss, O'Day, Ross, Sample, Shannon, Vollmer. Total 15.

Senate amendments to H. B. No. 163, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Leavitt, Lewis, Logan, Manning, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Watson (Meagher), Watson (Missoula), Wilson, Woodcock. Total 77.

Noes: None.

Absent and not voting: Brown (Cascade), Burrell, Cole, Darlington, Erickson, Graff, Hamilton (Phillips), Knight, Kruse, Lillis, Martin, Mason, Metlen, Morris, Moss, Ross, Ryder, Sample, Troy, Vollmer, Waite, Waring, Willard, Mr. Speaker. Total 24.

Senate amendments to H. B. No. 171, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Buck, Budas, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Roll, Rolph, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 79.

Noes: None.

Absent and not voting: Benjamin, Brown (Gallatin), Brown (Cascade), Burke, Cole, Darlington, Graff, Hamilton (Phillips), Haverfield, Knight, Lillis, Martin, Metlen, Morris, Moss, O'Day, Replogle, Rigg, Ross, Shannon, Stewart, Mr. Speaker. Total 22.

Senate amendments to H. B. No. 273, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen,

Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McFarland, Merriman, Meyer, Miller, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 79.

Noes: None.

Absent and not voting: Arnold (Rosebud), Blewett, Brown (Cascade), Cole, Darlington, Fairgrieve, Hamilton (Phillips), Knight, Kruse, Martin, McDermott, Metlen, Minnick, Morris, Moss, Rolph, Ross, Ryder, Salyerds, Stewart, Vollmer, Mr. Speaker. Total 22.

Moved by Leavitt that the House adjourn until February 26, 1931, at 11:00 a.m. Motion seconded and carried.

W. R. FLACHSENHAR, Speaker.

ATTEST: H. J. FAUST, Chief Clerk.

FIFTY-THIRD DAY

House of Representatives,
February 26, 1931.

House convened at 11:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present, except: Cole and Watson (Missoula), excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 52nd legislative day find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration S. B. No. 89, introduced by Committee on Counties and Towns, A Bill for an Act entitled: "An Act providing for a budget system for making and controlling city estimates, tax levies and expenditures, fixing the fiscal year for cities under such budget system, providing penalties for violations of this Act, and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That S. B. No. 89 be concurred in.

TROY, Chairman.

On motion by Troy, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Governor and Senate:

State of Montana,
Office of the Governor,
Helena, February 26, 1931

The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have approved the following House measures:

H. B. No. 125: Relating to stocks in hands of State Treasurer belonging to escheated estates.

H. B. No. 142: Appropriation for Russel O. Hagen.

H. B. No. 153: Appropriation for Charlotte H. Barnes.

H. B. No. 164: Appropriation for Mrs. Howard Danford.

H. B. No. 230: Providing what causes of action may be joined in one complaint.

H. B. No. 291: Relating to eligibility for admission into Soldiers' Home.

H. B. No. 332: Exemption of certain societies from provisions of Fraternal Benefit Insurance Act.

Sub. H. B. No. 63: Relating to Mutual Rural Insurance Companies.

H. J. M. No. 5: Relating to construction of rural postroads.

H. J. R. No. 4: Relating to freight rates on petroleum products.

J. E. ERICKSON, Governor.

Helena, February 25, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence, reports adopted, and bills are herewith returned to the House:

H. B. No. 6; H. B. No. 10; H. B. No. 11; H. B. No. 12; H. B. No. 14; H. B. No. 16; H. B. No. 18; Sub. H. B. No. 313; H. B. No. 368; H. B. No. 380.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, titles agreed to and bills are herewith returned to the House.

H. B. No. 192; H. B. No. 258; H. B. No. 284; H. B. No. 355; H. J. M. No. 6; H. J. M. No. 9; H. J. M. No. 10.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 242 was this day read three several times and concurred in as amended, title agreed to and is herewith returned to the House. Senate Committee of the Whole Amendments to H. B. No. 242:

Amend in Section 1 by striking out in line 14 the word, "docket", and inserting in lieu thereof the word, "judgment". Amend Section 1 by adding at the end thereof the following words "in which any of the real estate affected thereby is situated".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 309 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Senate Committee on State Boards & Offices: Amendment to H. B. No. 309:

Amend by adding at the end of Section 3 the following words: "The provisions of this Act shall not in any way affect the provisions of Chapter 70 of the 1929 Session Laws".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. H. B. No. 103 was this day read three several times and

concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee on Education Amendments to Sub. H. B. No. 103:

Amend Section 1 by striking out of lines 8 and 9, printed bill, the following: "of a school, and he may declare school districts abandoned when no school has been actually held within such districts for three consecutive years"; and inserting in lieu thereof the following: "of a school, and he must declare a school district abandoned when terms of school aggregating at least twelve months have not been actually held in a district during a period of three consecutive years; provided, however, that if any such district shall provide transportation for all children of school age, living within the district, to another district for the purpose of attending school therein for a term of at least six months during each of such three years, such transportation to be by means of a safe and proper omnibus, or omnibuses, driven or operated by competent driver, or drivers, under contract let by the board of trustees of the district, and which driver, or drivers, shall be under proper and sufficient bonds, such transportation shall be deemed equivalent to the actual holding of school in such district for a term of six months in each year, and such district shall not be ordered abandoned". Amend by inserting between lines 10 and 11, printed bill, Section 1, the following: "Whenever a school district is ordered abandoned and there is any indebtedness outstanding against the district represented either by registered warrants, or bonds, or both, and there is not sufficient money in the funds of the district to pay the same, all money in the funds of the district shall be set aside and applied in payment of such indebtedness, and there shall be levied annually, in the manner provided by law a tax against all property within the boundaries of such district, as the same existed when such indebtedness was incurred, sufficient to pay such indebtedness as it matures, with all interest becoming due thereon". Senate Committee of the Whole amendments to Sub. H. B. No. 103: Amend in Section 1 by adding in the first Senate Committee amendment after the word, "years", in line 3, the following: "The County Superintendent in determining the question of abandoning any School District under this Act, must include any period of time that may have elapsed before approval of this Act". Amend in line 4 of said amendment by striking out the words "shall provide", and inserting in lieu thereof the words, "has provided".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 237 be amended in the title by striking out in line 1 after the word, "entitled", all the rest of the line, and striking out all of lines 2, 3, 4, 5, 6, 7, 8, 9, and all of line 10 up to and including the word, "vehicles"; amend in Section 1 by striking out the entire Section; amend in Section 2 by striking out the entire Section; amend in Section 3 by striking out in line 10 of the printed bill, all of the line after the word, "named", and striking out all of line 11 and all of line 12 up to the period at the end of the sentence; also amend Section 3 by striking out in line 6 of the printed bill the word, "shall" and inserting in lieu thereof the word, "may"; amend by renumbering Sections as follows: No. 3 will be No. 1; No. 4 will be No. 2; No. 5 will be No. 3; No. 6 will be No. 4; No. 7 will be No. 5; No. 8 will be No. 6; No. 9 will be No. 7; and as so amended, recommend same be concurred in.

That consideration of H. B. No. 361 be passed for the day.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 237 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House: Senate Committee on Roads & Highways Amendments to H. B. No. 237:

Amend on page 5, line 4, engrossed bill, by inserting immediately after the word, "which", the word, "county"; amend sub-section 5 of Section 3 by inserting after the word, "vehicle", in line 3 of said sub-section, engrossed bill, the following: "not otherwise subject to property tax in this State"; amend sub-section 5 of Section 3 in line 5, engrossed bill, by inserting after the word, "State", the following: "District of Columbia or National Parks"; amend sub-section 5 of Section 3 in line 6, engrossed bill, by inserting the following: "District of Columbia or National Parks".

Senate Committee of the Whole Amendments to H. B. No. 237: Amend title by striking out in line 1 after the word, "entitled", all the rest of the line and striking out all of lines 2, 3, 4, 5, 6, 7, 8, 9 and all of line 10 up to and including the word, "vehicles"; amend Section 1 by striking out the entire Section; amend Section 2 by striking out the entire Section; amend Section 3 by striking out in line 10, printed bill, all of the line after the word, "named" and striking out all of line 11 and all of line 12 up to the period at the end of the sentence. Also amend Section 3 by striking out in line 6, printed bill, the word "shall", and inserting in lieu thereof the word "may". Amend by renumbering Sections as follows: No. 3 will be No. 1; No. 4 will be No. 2; No. 5 will be No. 3; No. 6 will be No. 4; No. 7 will be No. 5; No. 8 will be No. 6; No. 9 will be No. 7.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 50 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Amendments to Section 1: Amend in Section 1 by inserting after the word, "Counties" in line 26, page 2, printed bill, the words: "or parts of counties"; amend by striking out in line 19, page 2, after the word, "seasons" the balance of the paragraph. Amend in line 23, page 2, original bill, by adding after the word, "Deer Lodge", the word, "Granite"; add in line 30, page 2, after the word, "grass", the following: Provide that one (1) elk of either sex may be killed in that part of Granite County lying south and west of the Deer Lodge River from and including November 10th to and including November 12 of the same year"; insert in line 30, page 2, after the word, "Lake" the word, "Jefferson"; strike out on page 2, beginning with line 31, all of the rest of the paragraph.

Committee of the Whole Amendment to Section 1: Amend by amending the Committee amendment by striking the figure "10th" after the word, "November", and adding in lieu thereof the word, "12th"; and also striking out the figure "12th" and inserting the word, "15th" after the word "November". Strike out on page 4, beginning in line 1 after the word, "Commission", all the balance of the paragraph. Amend in line 9, page 4, original bill, by striking out the word, "Commission" after the word "game" and inserting in lieu thereof the word "Warden"; amend in line 16, page 4, original bill, by striking out after the word, "such" the word "Commission" and inserting in lieu thereof the word "Warden"; amend in line 22, page 4, original bill, by striking out after the word, "Game", the word, "Commission" and inserting in lieu thereof the word, "Warden"; amend in line 2, page 5, original bill, by striking out the word, "Commission" after the word, "game" and inserting in lieu thereof the word, "Warden"; amend in line 6, page 5, original bill, by striking out the balance of the paragraph after the word, "thereof".

Amendments to Section 2: Strike out in line 13, page 6, the words "and he" and all of lines 14, 15, 16 and in line 17 up to and including the word, "year"; amend in line 13, page 6, original bill, by adding after the word, "year" the words: "and be it further provided that in the counties of Sanders, Mineral, Missoula, Flathead, Lincoln and Lake the open season for deer shall begin with the twenty-fifth (25th) day of October and end with the twenty-fifth (25th) day of November, both dates inclusive of each year".

Committee of the Whole Amendment: Amend Senate Committee amendment in line 13, Section 2, page 6, original bill, by adding after the word, "Mineral", the word "Ravalli"; amend in line 21, page 6, original bill, by adding after the word, "Yellowstone", the word "Daniels, Sheridan", strike out in line 5, page 7, after the word "Mineral" the word "Madison"; strike out in line 6, page 7, after the word, "Sanders" the word "Gallatin". Amend by adding a new Section thereto to be known as Section 3, which shall read as follows, and renumber Section 3 to read Section 4. "Section 3. It shall be unlawful to shoot, kill, take or cause to be shot, killed, taken or captured, or to attempt to shoot, kill, take or capture any elk or deer within the boundaries of or within one-half mile of the city or town limits or any incorporated or unincorporated city or town of this State. Any person violating the provisions of this Section shall be guilty of a misdemeanor and upon conviction thereof shall be punished as in this Act hereinafter provided".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Roads and Highways: That H. B. No. 82 be concurred in.

Committee on Fish and Game: That H. B. No. 271 be concurred in.

Committee on Agriculture: That H. B. No. 327 be concurred in.

Committee on Roads and Highways: That H. B. No. 450 be concurred in.

Committee on Military Affairs: That H. J. R. No. 6 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows, reports adopted:

That consideration of H. B. No. 324 be passed for the day.

That Sub. H. B. No. 103 be amended in Section 1 by adding in the first Senate Committee amendment after the word, "years", in line 3, the following words: "The County Superintendent" in determining the question of abandoning any School District under this Act must include any period of time that may have elapsed before the approval of this Act;" and striking out the words, "shall provide", in line 4 of said amendment and inserting in lieu thereof the words, "has provided"; and as so amended, recommend same be concurred in.

That H. J. M. No. 10 be concurred in.

That H. B. No. 50 be amended in Section 1 by amending the Committee amendment by striking the figures, "10th" after the word November and adding in lieu thereof the figure, "12th", also striking out the figure "12th" and inserting the word "15th" after the word "November" where it appears secondly; also amend by adding a new Section to be known as Section 3, which shall read as follows: "Section 3. It shall be

unlawful to shoot, kill, take or cause to be shot, killed, taken or captured, or to attempt to shoot, kill, take or capture any Elk or Deer within the boundaries of or within one-half mile of the city or town limits of any incorporated or unincorporated city or town of this State. Any person violating the provisions of this Section shall be guilty of a misdemeanor and upon conviction thereof shall be punished as in this Act hereinafter provided." Amend by renumbering Section 3 to read Section 4. And as so amended, recommend same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

- Committee on Agriculture: That H. J. R. No. 9 be concurred in.
- Committee on Judiciary: That H. B. No. 5 be concurred in.
- Committee on Judiciary: That H. B. No. 6 be not concurred in.
- Committee on Judiciary: That H. B. No. 8 be concurred in.
- Committee on Judiciary: That H. B. No. 10 be not concurred in.
- Committee on Judiciary: That H. B. No. 11 be not concurred in.
- Committee on Judiciary: That H. B. No. 12 be not concurred in.
- Committee on Judiciary: That H. B. No. 14 be not concurred in.
- Committee on Judiciary: That H. B. No. 16 be not concurred in.
- Committee on Judiciary: That H. B. No. 17 be concurred in.
- Committee on Judiciary: That H. B. No. 18 be not concurred in.
- Committee on Constitutional Amendments: That H. B. No. 71 be concurred in.
- Committee on Fish and Game: That H. B. No. 137 be concurred in.
- Committee on Fish and Game: That H. B. No. 202 be concurred in.
- Committee on Judiciary: That H. B. No. 203 be placed on General File for consideration by the Senate.
- Committee on Irrigation and Water Rights: That H. B. No. 214 be concurred in.
- Committee on Taxation: That H. B. No. 296 be concurred in.
- Committee on Taxation: That H. B. No. 305 be concurred in.
- Committee on Counties and Towns: That Sub. H. B. No. 313 be not concurred in.
- Committee on Agriculture: That H. B. No. 330 be concurred in.
- Committee on Judiciary: That H. B. No. 368 be not concurred in.
- Committee on Counties and Towns: That H. B. No. 380 be not concurred in.

Committee on Counties and Towns: That H. B. No. 247 be amended as follows: Amend Section 2 in line 5, page 3, engrossed bill, by inserting after the word, "bridge" the words, "shall be deemed a separate purpose"; amend Section 3 in line 10, page 3, engrossed bill, by striking out the words, "heretofore issued", and inserting in lieu thereof the words, "and emergency bonds". (Line 2 of Section 3, printed bill). Amend Section 3 in line 17, page 3, engrossed bill, by inserting after the word, "of" the words, "refunding bonds heretofore legally issued," (Line 7, printed bill). Amend Section 3 in line 23, page 3, engrossed bill, after the word, "purposes" by inserting the words, "provided, however, that this Act shall not be construed to extend the limitations on bonded indebtedness for county high school purposes as fixed by Section 1276 of the Revised Codes of 1921 and Acts amendatory thereof." (Not in printed bill). Amend Section 4 in line 4, page 4, engrossed bill, after the word, "years" by striking out the word, "shall" and inserting in lieu thereof the word, "may"; also amend Section 4, in line 5, page 4, engrossed bill, by striking

out all words after the word, "county"; all of line 6 and all words in line 7 to and including the word "bonds", and inserting in lieu thereof the words, "at any time before maturity when so stated in the bonds." (Lines 8 and 9 of printed bill). Amend Section 6 in line 16, page 5, engrossed bill, by striking out the word, "January" and inserting in lieu thereof the word, "July"; amend Section 12 on page 9, engrossed bill, by striking out lines 15, 16, 17, 18 and 19 and inserting in lieu thereof the following words: "of the county, whose names appear upon the registration list of the county and upon the poll books of the precinct in which they seek to vote, shall be qualified to vote at all county bonding elections, and no property assessment or tax paying qualifications shall be required." Amend Section 14, in line 7, page 11, engrossed bill, by striking out all of said line after the word, "payable" and all of line 8 and all words of line 9 to and including the word, "issue" and inserting in lieu thereof the words, "the optional provisions if any." Amend Section 15 by striking out on page 12 of the engrossed bill, lines 18 and 19 and inserting after the word "full" in line 17, the words and signs, "(here insert the optional provisions, if any, to be recited in the bonds)". And as so amended, recommend the bill be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders on Senate amendments to House Bills. Motion seconded and carried.

McCormack of Flathead in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to H. B. No. 50, Senate amendments to Sub. H. B. No. 103, Senate amendments to H. B. Nos. 237, 242, 309, respectfully recommend:

That Senate amendments to H. B. No. 50 be not concurred in and that a conference committee be requested.

That Senate amendments to Sub. H. B. No. 103 be concurred in.

That Senate amendments to H. B. No. 237 be passed for consideration temporarily.

That Senate amendments to H. B. No. 242 be concurred in.

That Senate amendments to H. B. No. 309 be concurred in.

McCORMACK, Chairman.

On motion by McCormack, report adopted.

The Speaker appointed Arnold of Stillwater, Dougherty of Ravalli and Dellwo of Lake to act on the conference committee on Senate amendments to H. B. No. 50.

THIRD READING OF HOUSE BILLS

Senate amendments to Sub. H. B. No. 103, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Darlington, Dellwo, Doran, Dougherty, Ekegren, Fairgrieve, Finlen, Freed, Gordon, Grabow, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day,

Pappin, Parker, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: Shannon. Total 1.

Absent and not voting: Bechtel, Cole, Curran, Dunn, Erickson, Goodwin, Graff, Haight, Martin, Moss, O'Connell, Rigg, Ryder, Watson (Missoula). Total 14.

Senate amendments to H. B. No. 242, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Fairgrieve, Finlen, Freed, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Bechtel, Cole, Cooney, Dunn, Ekegren, Erickson, Goodwin, Graff, Martin, Moss, O'Connell, Rigg, Watson (Missoula). Total 13.

Senate amendments to H. B. No. 309, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Ekegren, Fairgrieve, Finlen, Freed, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Bechtel, Cole, Dunn, Erickson, Goodwin, Graff, Martin, Moss, O'Connell, Rigg, Ryder, Watson (Missoula). Total 12.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

McCormack of Flathead in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration S. B. No. 38, Sub. S. B. No. 10, S. B. No. 60, Senate amendments to H. B. No. 237, respectfully recommend:

That consideration of S. B. No. 38 be passed temporarily.

Consideration of Sub. S. B. No. 10, be passed temporarily.

That S. B. No. 60 be amended as follows: Amend Section 1 by striking out in line 7 the word "once" and inserting in lieu thereof the word "twice"; amend Section 3 by striking out all of Section 3; that S. B. No. 60, as amended, be concurred in.

That Senate amendments to H. B. No. 237 be not concurred in and a conference committee requested.

McCORMACK, Chairman.

On motion by McCormack, report adopted.

The Speaker appointed Moss of Flathead, Pauly of Powell and Adair of Lewis and Clark to act on the conference committee on Senate amendments to H. B. No. 237.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

The following resolution was submitted and read at length:

House Resolution No. 3

Introduced by Hamilton (Musselshell)

WHEREAS, The Constitution of the State of Montana provides: Article 12, Section 12. No appropriation shall be made nor any expenditures authorized by the Legislative Assembly whereby the expenditures of the state during any fiscal year shall exceed the total tax then provided for by law, and applicable to such appropriation or expenditure, unless the Legislative Assembly making such appropriation shall provide for levying a sufficient tax, not exceeding the rate allowed in Section Nine (9) of this article, to pay such appropriations or expenditures within such fiscal year. This provision shall not apply to appropriations or expenditures to suppress insurrection, defend the state, or assist in defending the United States in time of war. No appropriation of public moneys shall be made for a longer term than two years.

THEREFORE, BE IT RESOLVED, That the Clerk of this House be directed to, at once, supply to the Attorney General, a complete itemized list and the aggregate amount of all appropriations made by the present Assembly, the recommendations made by the State Board of Examiners and the Budget Committee, and that said Attorney General be directed to advise, by way of legal opinion, whether or not the present Assembly has kept itself within its constitutional authority in the matter of appropriations, and to state the aggregate amount of the excess, if any.

Moved by Hamilton that the resolution be adopted. Substitute motion by Arnold (Stillwater) that a select committee of three be appointed by the Speaker to consider the resolution and report thereon. Substitute motion carried.

Moved by Leavitt that the House recess until 2:30 p. m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:30 p. m., pursuant to recess.

Mr. Speaker in the chair.

The Speaker gave notice he was about to sign Senate Bills Nos. 46, 42, 71, 29 and thereupon signed the same.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on State Lands, having had under consideration S. B. No. 98, a Bill for an Act entitled: "An Act to provide for the licensing of portable sawmills located on forest lands within the State of Montana, and to provide for the revocation of said licenses and

fixing the penalties for the violation hereof," respectfully report as follows: That S. B. No. 98 be concurred in.

ROSS, Chairman.

On motion by Ross, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration S. B. No. 72, a Bill for an Act entitled: "An Act to create a fund to be known as the 'University Millage Fund,' and providing that all income to be derived from any increased rate of taxation on real and personal property authorized in referendum measure number thirty-four shall be placed in said University Millage Fund, and providing for payment of moneys from said University Millage Fund," respectfully report as follows: That S. B. No. 72 be concurred in.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 451, a Bill for an Act entitled: "An Act appropriating money for the two years beginning July 1, 1931, and ending June 30, 1933, for the payment of refunds or drawbacks under the provisions of Chapter 168, Laws of the Twenty-first Legislative Assembly of the State of Montana, or any amendments thereto, relating to refunds of license taxes, paid by dealers in gasoline," respectfully report as follows: That H. B. No. 451 do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration S. B. No. 127, a Bill for an Act entitled: "An Act requiring companies and agents dealing in motor club service contracts to be licensed by the Commission of Insurance, defining terms used herein; prescribing manner of obtaining license and requirements thereof; prescribing forms of contract and the filing thereof and penalties for violation of the provisions of this Act," respectfully report as follows: That S. B. No. 127 be concurred in.

RYDER, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration S. B. No. 37, a Bill for an Act entitled: "An Act to amend Section 8416 Revised Codes of 1921 relating to negotiable instruments," respectfully report as follows: That S. B. No. 37 be concurred in.

MANNING, Chairman.

On motion by Manning, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration S. B. No. 40, a Bill for an Act entitled: "An Act prohibiting the willful and malicious uttering or publishing of false statements against any bank or trust company and providing a penalty therefor," respectfully report as follows: That S. B. No. 40 be amended as follows: Amend Section 1, in line 4, of the original bill by striking out the words "directly or by inference" and as amended, recommend that S. B. No. 40 be concurred in.

MANNING, Chairman.

Moved by Manning that report be adopted.

Substitute motion by Meyer that report be made to read that S. B. No. 40 be not concurred in, lost on standing vote. Report adopted on motion by Manning.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration S. B. No. 41, a Bill for an Act entitled: "An Act to amend Section 94 of Chapter 89 of the Laws of Montana of 1927, re-

lating to consolidation of banks," respectfully report as follows: That S. B. No. 41 be concurred in.

MANNING, Chairman.

On motion by Manning, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration S. B. No. 107, a Bill for an Act entitled: "An Act to amend Sections 4026 and 4027 of the Revised Codes of Montana of 1921 as amended by Sections 1 and 2 of Chapter 179 of the Session Laws of 1929 and Section 4038 of the Revised Codes of Montana defining investment companies and securities, providing for appeals to State Board of Examiners from decisions of the Investment Commissioner, and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That S. B. No. 107 be concurred in.

MANNING, Chairman.

On motion by Manning, report adopted.

Mr. Speaker: We, your Committee on Corporations other than Municipal, having had under consideration S. B. No. 77, a Bill for an Act entitled: "An Act authorizing domestic corporations organized under the general incorporation laws of this state to establish and issue stock without nominal or par value; providing for the classes, series, powers, restrictions, and other details of issue and statements respecting same; making applicable thereto the general power to increase, decrease, or adjust such stock; providing that such corporations may issue both stock with and without par value; providing for the issuance and sale thereof, consideration therefor, and when the same is fully paid; providing for the bank thereof, the contents of certificates therefor, the basis upon which the Secretary of State shall compute fees due the state from corporations exercising rights hereunder, requiring payment of same, and making the provisions hereof in addition to, and supplemental of, all powers and authority conferred by existing law," respectfully report as follows: That S. B. No. 77 be concurred in.

BLEWETT, Chairman.

On motion by Blewett, report adopted.

Mr. Speaker: We, your Committee on Dairying, having had under consideration S. B. No. 88, a Bill for an Act entitled: "An Act regulating the manufacture, possession and sale of oleomargarine and other substitutes for dairy products; prohibiting the coloring or compounding of the same in imitation of the color of butter or in any shade of yellow; prohibiting persons not licensed as oleomargarine dealers from acting in aid of the sale or transportation of oleomargarine or other dairy substitutes; providing penalties for the violation of this Act and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That S. B. No. 88 be amended as follows: By striking out in lines 2, 3 and 4 of Section 2, the following words: "by Section 40 of Chapter 93 of the Session Laws of the Twenty-first Legislative Assembly of Montana, 1929," and inserting in lieu thereof the word "law"; and as so amended, we recommend S. B. No. 88 be concurred in.

DOUGHERTY, Chairman.

On motion by Dougherty, report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration S. B. No. 123, a Bill for an Act entitled: "An Act to amend Section 2907 of the Revised Codes of Montana of 1921 as amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929 relating to hospital contracts," respectfully report as follows: That S. B. No. 123 be not concurred in.

PAULY, Chairman.

On motion by Pauly, report adopted.

The Speaker appointed the following select committee to act on H. R. No. 3: Merriman of Carbon, Finlen of Silver Bow and Graff of Yellowstone.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Shannon of Sanders in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration S. B. No. 38, Sub. S. B. No. 10, S. B. Nos. 33, 64, 82, 63, S. J. M. No. 6, 8, S. J. R. No. 3, S. B. Nos. 15, 85, 108, 109, 130, 45, respectfully recommend:

That S. B. No. 38, consideration passed for the day.

That Sub. S. B. No. 10 be amended as follows: Amend Section 1 by making a new paragraph without number. Said new paragraph to begin with the word "on" at the beginning of line 21; amend by striking out the amendment to Section 3 as submitted by the Committee on Revenue and Taxation; that Sub. S. B. No. 10, as amended, be concurred in.

That S. B. No. 33, consideration passed for the day.

That S. B. No. 64, consideration passed temporarily.

S. B. No. 82, concurred in.

S. B. No. 63, consideration passed for the day.

S. J. M. No. 6, be concurred in.

S. B. No. 64, be amended as follows: Amend Section 2 by striking out in line 6 the words, "one year" and inserting in lieu thereof the words "six months"; amend Section 3 by striking out in line 4 the words "one year" and inserting in lieu thereof the words "six months"; that S. B. No. 64, as amended, be concurred in.

Reverted to S. B. No. 82; recommend that same be amended as follows: Amend the title by striking out the word "poison" and inserting in lieu thereof the words "chemicals or other materials"; amend Section 2 by striking out wherever it appears the word "poison" and inserting in lieu thereof the words "chemicals or other materials"; that S. B. No. 82, as amended, be concurred in.

That S. J. R. No. 3 be concurred in.

That S. B. No. 15 be amended as follows: By striking out all of Section 3; that S. B. No. 15, as amended, be concurred in.

That S. B. No. 85 be concurred in.

S. B. No. 108 be concurred in.

Consideration of S. B. No. 109, passed for the day.

S. B. No. 130 be concurred in.

S. B. No. 45 be concurred in.

SHANNON, Chairman.

On motion by Shannon, report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 60, introduced by Campbell, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, McCormack, McDermott, McFarland, Metlen, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Quamme, Rigg, Rolph, Ryder, Salyerds, Schilling,

Sheffer, Southmayd, Spangler, Sullivan, Swope, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Adair, Hamilton (Musselshell), Mason, Merriman, Meyer, Minnick, Porter, Stewart. Total 8.

Absent and not voting: Cole, Darlinton, Doran, Fairgrieve, Freed, Haight, Hodgskiss, Knight, Kruse, Martin, O'Connell, Replogle, Roll, Ross, Sample, Shannon, Tinsley, Vollmer, Watson (Meagher), Watson (Missoula), Willard. Total 21.

Sub. S. B. No. 10, introduced by Committee on Taxation, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Casey, Coffee, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Metlen, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Swope, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Mr. Speaker. Total 76.

Noes: Haight, Hamilton (Musselshell), Leavitt, Meyer, Sullivan, Wilson, Woodcock. Total 7.

Absent and not voting: Benjamin, Budas, Chapman, Cole, Doran, Freed, Hodgskiss, Knight, Martin, Merriman, Minnick, O'Connell, Roll, Ross, Tinsley, Vollmer, Watson (Missoula), Willard. Total 18.

S. B. No. 64, introduced by Rowland, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlinton, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: Adair, Haight. Total 2.

Absent and not voting: Benjamin, Budas, Cole, Doran, Freed, Henderson, Hodgskiss, Knight, Martin, Minnick, O'Connell, Replogle, Roll, Ross, Stewart, Tinsley, Vollmer, Watson (Missoula). Total 18.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: Sub. H. B. No. 64, H. B. Nos. 192, 258, 273, 355, H. J. M. Nos. 6, 9, 10, H. B. Nos. 163, 171, 284.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign Sub. H. B. No. 64, H. B. Nos. 192, 258, 273, 355, H. J. M. Nos. 6, 9, 10, H. B. Nos. 163, 171, 284, and thereupon signed the same.

S. B. No. 82, introduced by Gustafson, having been read three several times, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson,

Fairgrieve, Finlen, Goodwin, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Gordon, Waring. Total 2.

Absent and not voting: Benjamin, Blewett, Buck, Cole, Dellwo, Doran, Freed, Green, Hodgskiss, Knight, Martin, Miller, Minnick, Moss, Parker, Ross, Stewart, Swope, Watson (Meagher), Watson (Missoula), Willard. Total 21.

Moved by Leavitt that the House adjourn until Friday, February 27, 1931, at 11:00 a. m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-FOURTH DAY

House of Representatives,
Helena, Montana, February 27, 1931.

House convened at 11:00 A. M., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except Martin, Tinsley, Watson (Missoula), excused; O'Connell, absent.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 53rd Legislative Day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

The Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bills correctly printed: House Bill No. 451.

NYQUIST, Chairman.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 242, 309, Sub. H. B. No. 103.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. B. Nos. 242, 309 and Sub. H. B. No. 103, and thereupon signed the same.

REPORTS OF STANDING COMMITTEES

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Agriculture, having had under consideration Senate Bill No. 57, A Bill for an Act entitled: "An Act to create cooperative county state protein testing laboratories, making provisions for installing and maintaining same, providing for the issuance of certificates of analysis, providing for supervision and regulation of said laboratories, delegating authority under the provisions of the Act and providing for general regulations and funds to carry out the provisions of

this Act," respectfully reported as follows: That Senate Bill No. 57 be amended to read as follows: Section 3, line 2, after the word, "maintain", strike out the words "without expense to any county of the state." In Section 5, page 2, line 11, after the word agriculture, strike out the word "shall" and insert in lieu thereof, the word "may", and as amended be concurred in.

BUDAS, Chairman.

On motion by Budas, report adopted.

Mr. Speaker: We, your Committee on Public Safety, having had under consideration Substitute for Senate Bill No. 55, A Bill for an Act entitled: "An Act forbidding driving on highways under course of construction or detours where same have been closed to traffic, and authorizing the State Highway Commission of Montana to make rules and regulations governing the erection of barriers upon such highways or detours and providing penalties for the violation thereof", respectfully reported as follows: That Sub. Senate Bill No. 55, be amended as follows:

In Section 1, line 1, strike out the words "firm, or corporation" and insert in lieu thereof the words "or persons".

Further amend by amending Section 3 to read as follows: "Section 3. The State Highway Commission of the State of Montana is hereby authorized to designate any state highway or portion of a state highway as a through route, and to erect stop signs at any or all intersecting public roads. Any person, or persons, who shall drive upon any highway, detour, or road, or any part thereof where there are signs or barriers indicating that traffic along or across such highway, detour or road, is closed and not to be carried on, or contra to any detour sign, barrier, or warning signal which has been erected and placed in accordance with the rules and regulations of the State Highway Commission shall be held to be unlawfully upon said highway, detour or road, unless reasonably safe detours have been provided. Any person, or persons so unlawfully on such highway, detour or road, or who removes, destroys or defaces any detour sign, barrier, or warning signal erected under the authority of this Act, or pursuant to directions of the State Highway Commission, or the Federal Bureau of Public Roads, or who extinguishes, removes, or destroys any lantern, torch or reflector from any barrier or warning signal so erected shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine of not less than \$10.00, nor more than \$300.00, or imprisonment in the county jail not to exceed 60 days, or by both such fine and imprisonment."

Further amend by inserting a new Section to be numbered Section 4, as follows: "It shall be unlawful for any vehicle to be parked upon any bridge or its approaches. It shall be unlawful for any vehicle to be parked on any highway in such a manner as to obstruct traffic."

Further amend by renumbering the present Sections 4 and 5 to conform, and as so amended, respectfully report that Substitute for Senate Bill No. 55 be concurred in.

BURRELL, Chairman.

On motion by Burrell, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE

The following communications were received from the Senate as of date, February 26, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly made and seconded, the Senate this day requests the return of Sub. H. B. No. 313 for further consideration.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly made and seconded, the President of the Senate this day appointed the following Conference Committees to act with like Committees from the House for the consideration of Senate amendments

to House Bills: H. B. No. 50: McCormick, Duncan, Shelver. H. B. No. 96: Tower, Thien, Sparling. H. B. No. 235: Campbell, Church, Willis. H. B. No. 237: Cooper, McCormick, McCleary.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 71 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House: Senate Committee of the Whole amendment to H. B. No. 71: Amend in Section 2 by inserting in line 3, printed bill, after the word, "vacancies," the following punctuation and words: "caused by death,".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 361 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House: Senate Committee of the Whole amendment to H. B. No. 361: Amend in Section 1 by striking out in lines 1 and 2 the words "for the transportation of meat or meat products in violation of Chapter 69 of the Laws of Montana of 1929, or,".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 82 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee on Judiciary amendment to H. B. No. 82: amend by striking out all of Sub-section (a) of Section 1, after the word, "payable", in line 27, original bill, and inserting in lieu thereof the following: "shall become delinquent and shall draw interest at the rate of two-thirds of one percent per month from and after such delinquency until paid and five percent shall be added to the amount thereof as a penalty. All taxes due and not paid on or before five o'clock P. M. of the 31st day of May of each year shall be delinquent and shall draw interest at the rate of two-thirds of one percent per month from and after such delinquency until paid and five percent shall be added to the amount thereof as a penalty."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 247 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House:

Senate Committee on Counties and Towns, amendments to H. B. No. 247: amend Section 2 in line 5, page 3, engrossed bill, by inserting after the word, "bridge", the words: "shall be deemed a separate purpose,".

Amend Section 3 in line 10, page 3, engrossed bill, by striking out the words, "heretofore issued," and inserting in lieu thereof the words, "and emergency bonds".

Amend Section 3 in line 17, page 3, engrossed bill, by inserting after the word, "of", the words, "refunding bonds heretofore legally issued,".

Amend Section 3 in line 23, page 3, engrossed bill, after the word, "purposes", by inserting the words, "provided, however, that this Act shall not be construed to extend the limitations on bonded indebtedness for county high school purposes as fixed by Section 1276 of the Revised Codes of 1921 and Acts amendatory thereof."

Amend Section 4 in line 4, page 4, engrossed bill, after the word, "years", by striking out the word, "shall", and inserting in lieu thereof the word, "may".

Also in line 5 by striking out all words after the word, "county", all of line 6, and all words in line 7 to and including the word, "bonds", and inserting in lieu thereof the words, "at any time before maturity when so stated in the bonds".

Amend Section 6 in line 16, page 5, engrossed bill, by striking out the word, "January", and inserting in lieu thereof the word, "July."

Amend Section 12 on page 9, engrossed bill, by striking out lines 15, 16, 17, 18 and 19, and inserting in lieu thereof the following: "of the county, whose names appear upon the registration list of the county and upon the poll books of the precinct in which they seek to vote, shall be qualified to vote at all county bonding elections, and no property assessment or tax paying qualification shall be required."

Amend Section 14 in line 7, page 11, engrossed bill, by striking out all of said line after the word "payable" and all of line 8 and all words in line 9 to and including the word "issue" and inserting in lieu thereof the words, "the optional provisions if any."

Amend Section 15 by striking out on page 12, engrossed bill, lines 18 and 19, and inserting after the word "full," in line 17 on page 12, the words and signs "(here insert the optional provisions, if any, to be cited in the bonds)."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence, reports adopted, and bills are herewith returned to the House: H. B. No. 5; H. B. No. 8; H. B. No. 17; H. B. No. 202; H. B. No. 203; H. B. No. 267; H. B. No. 271; H. B. No. 304; H. B. No. 310; H. B. No. 344; H. B. No. 351; H. B. No. 419.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, titles agreed to, and bills are herewith returned to the House: H. B. No. 296; H. B. No. 305; H. B. No. 327; H. B. No. 330; H. J. R. No. 6; H. J. R. No. 9.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 17 be not concurred in.

That H. B. No. 8 be not concurred in.

That H. B. No. 71 be amended in Section 2 by inserting in line 3, printed bill, after the word "vacancies," the following punctuation and words: ", caused by death"; and as so amended, recommend same be concurred in.

That H. B. No. 305 be concurred in.

That H. B. No. 296 be concurred in.

That H. B. No. 202 be concurred in.

That consideration of H. B. No. 137 be passed for the day.

That H. B. No. 214 be concurred in.

That H. B. No. 330 be concurred in.

That further consideration of H. B. No. 203 be indefinitely postponed.

That H. J. R. No. 9 be concurred in.

That H. B. No. 247 be concurred in.

That H. B. No. 327 be concurred in.

That H. B. No. 82 be concurred in.

That H. B. No. 271 be not concurred in.

That H. B. No. 450 be amended in Section 9 by striking out in line 32 the period after the word "due" and inserting in lieu thereof the words, "provided that no gasoline exported out of the State of Montana shall be included in the computation of any dealer's license tax herein provided for"; and as so amended, recommend same be concurred in.

That H. J. R. No. 6 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 361 be amended in Section 1 by striking out in lines 1 and 2 the words, "for the transportation of meat or meat products in violation of Chapter 69 of the Laws of Montana of 1929, or"; and as so amended, recommend same be concurred in.

That consideration of H. B. No. 324 be passed for the day.

That H. B. No. 5 be not concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Constitutional Amendments: That H. B. No. 158 be concurred in.

Committee on Fish and Game: That H. B. No. 210 be concurred in.

Committee on State Boards and Offices: That H. B. No. 231 be amended in line 14 of the printed bill by striking out the words "either" and "or," and by inserting after the word "banks" the following: "located in the city or town in which such boards, commissions, bureaus, departments and state institutions are situated, provided there is a qualified bank in such city or town," and as so amended, recommend the bill be concurred in.

Committee on Judiciary: That H. B. No. 267 be not concurred in.

Committee on Agriculture: That H. B. No. 286 be concurred in.

Committee on Fish and Game: That H. B. No. 310 be not concurred in.

Committee on Roads and Highways: That H. B. No. 311 be concurred in.

Committee on Agriculture: That H. B. No. 343 be concurred in.

Committee on Judiciary: That H. B. No. 344 be not concurred in.

Committee on Judiciary: That H. B. No. 351 be not concurred in.

Committee on State Boards and Offices: That H. B. No. 365 be concurred in.

Committee on Public Lands: That H. B. No. 392 be concurred in.

Committee on Public Lands: That H. B. No. 393 be concurred in.

Committee on Judiciary: That H. B. No. 419 be not concurred in.

Committee on Judiciary: That H. B. No. 425 be concurred in.

Committee on Finance and Claims: That H. B. No. 447 be concurred in.

Committee on Labor and Capital: That H. B. No. 48 be concurred in.

Committee on Taxation: That H. B. No. 297 be concurred in.

Committee on Counties and Towns: That H. B. No. 304 be not concurred in.

Committee on Counties and Towns: That H. B. No. 326 be concurred in.

Committee on Counties and Towns: That H. B. No. 387 be concurred in.

Committee on Counties and Towns: That H. B. No. 398 be concurred in.

Committee on Taxation: That H. B. No. 445 be concurred in.

Committee on Fish and Game: That H. B. No. 412 be amended on line 7, page 1, original bill, by striking out the figure "31st" and inserting in lieu thereof the figure "1st." Further amend on line 9, page 1, by striking out the word and figure "June 1st" and inserting in lieu thereof the word and figure "May 2nd," and as so amended, recommend same be concurred in.

Committee on Roads and Highways: That Sub. H. B. No. 211 be amended as follows: Amend Section 23 by adding thereto the following: "and provided further, that any motor carrier operating in and about any National Park, whose rates and methods of accounting are controlled by contract with the United States, shall not be subject to any regulation by the Commission in conflict with such contract or in conflict with any regulation by the United States made pursuant to such contract or made pursuant to an Act of Congress of the United States." Also amend by striking therefrom all that portion of Subdivision (h) of Section 1 beginning with the word "farm" on line 19 and up to and including the word "market" in line 21, and substituting in lieu thereof the following words: "freight or passengers by motor vehicles in rural communities when done occasionally and not as a regular business." Also amend in line 30, page 2, engrossed bill, by striking out the words "while on an errand for himself," and as so amended, recommend the bill be concurred in.

Committee on Counties and Towns: That H. B. No. 246 be amended in Section 1 by striking out of line 10, page 1, engrossed bill, the words, "at the end of the calendar year 1930" and inserting in lieu thereof the words, "at the close of the fiscal year ending June 30, 1931." Also amend Section 1 by striking out of lines 18 and 19, page 1, engrossed bill, the words, "during the balance of the current fiscal year and"; amend title by striking out the words, "calendar year ending December 31, 1930," and inserting in lieu thereof the words, "fiscal year ending June 30, 1931." Also amend Section 1 by striking out of line 20, page 1, engrossed bill, the word, "must," and inserting in lieu thereof the word "may." Also amend Section 1 by striking out of line 9, page 3, engrossed bill, the word "must" and inserting in lieu thereof the word "may," and as so amended, recommend same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the request of the Honorable Senate for the return of Sub. H. B. No. 313 be granted. Motion seconded and carried.

THIRD READING OF SENATE BILLS

S. B. No. 15, by Donovan, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Cole, Coffee, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland (Andrew). Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Arnold (Stillwater), Buck, Henderson, Lillis, Martin, Meyer, Moss, O'Connell, O'Day, Ryder, Sheffer, Tinsley, Watson (Missoula). Total 13.

S. B. No. 85, by Committee on Sanitary Affairs, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Curran, Darlinton, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McCormack, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland (Andrew), Vollmer, Waite, Watson (Meagher), Willard, Woodcock, Mr. Speaker. Total 78.

Noes: Cole, Cranston, Finlen, Freed, Hagestad, Haight, McDermott, Quamme, Replogle, Ross, Ueland (R. R.), Waring, Wilson. Total 13.

Absent and not voting: Arnold (Stillwater), Dougherty, Henderson, Lillis, Moss, O'Connell, O'Day, Tinsley, Watson (Missoula), Martin. Total 10.

S. B. No. 108, introduced by Pauline and Hagerty, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: Hagestad. Total 1.

Absent and not voting: Dougherty, Graff, Henderson, Lewis, Lillis, Martin, Meyer, O'Connell, O'Day, Shannon, Tinsley, Watson (Missoula). Total 12.

S. B. No. 130, introduced by Jergensen, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burrell, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Doran, Dunn, Ekegren, Erickson, Freed, Goodwin, Gordon, Grabow, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Lewis, Logan, Manning, Mason, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson. Total 78.

Noes: Arnold (Stillwater), Brown (Cascade), Fairgrieve, Finlen, Graff, Hagestad, Haight, Leavitt, Woodcock, Mr. Speaker. Total 10.

Absent and not voting: Adair, Dellwo, Dougherty, Henderson, Lillis, Martin, McCormack, Metlen, Moss, O'Connell, O'Day, Tinsley, Watson (Missoula). Total 13.

The Speaker gave notice he was about to sign S. B. Nos. 69, 36, 65, S. J. R. No. 4, S. B. No. 34, and thereupon signed the same.

S. B. No. 45, introduced by Plank, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Murphy, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Adair, Dellwo, Henderson, Lillis, Martin, Minnick, Moss, O'Connell, O'Day, Swope, Tinsley, Troy, Watson (Missoula). Total 13.

S. J. M. No. 6, introduced by Committee on Public Ranges, having been read three several times at length, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Dellwo, Doran, Henderson, Lillis, Martin, Minnick, Moss, O'Connell, O'Day, Tinsley, Troy, Watson (Missoula). Total 12.

S. J. R. No. 3, introduced by Gustafson, having been read three several times at length, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey,

Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merri-man, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Benjamin, Dellwo, Henderson, Knight, Lillis, Martin, Moss, O'Connell, O'Day, Shannon, Tinsley, Troy, Watson (Meagher), Watson (Missoula). Total 14.

House reverted to order of business No. 8.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of Senate amendments to House Bills on General Orders. Motion seconded and carried.

Nyquist of Valley in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to House Bills Nos. 71, 82, 247, 361, respectfully recommend:

That consideration of Senate amendments to H. B. No. 71 be passed temporarily.

Senate amendments to H. B. No. 82, concurred in.

Senate amendments to H. B. No. 247, consideration passed temporarily.

Senate amendments to H. B. No. 361, concurred in.

NYQUIST, Chairman.

On motion by Nyquist, report adopted.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report we have this day presented to his Excellency, the Governor, the following House Bills: 163, 171, 192, 242, 258, 273, 284, 309, 355, Sub. H. B. 64, Sub. H. B. 103, H. J. M. No. 6, H. J. M. No. 9, H. J. M. No. 10, Dated February 27, 1931, 11:30 A. M.

HENDERSON, Chairman

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 82, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Woodcock, Mr. Speaker. Total 81.

Noes: Wilson. Total 1.

Absent and not voting: Arnold (Rosebud), Brown (Gallatin), Brown (Cascade), Dellwo, Dougherty, Erickson, Henderson, Hodgskiss, Logan, Martin, O'Connell, O'Day, Pauly, Schilling, Stewart, Swope, Tinsley, Watson (Missoula), Willard. Total 19.

Senate amendments to H. B. No. 361, having been read three several times, were concurred in by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Jarrett, Knight, Kruse, Leavitt, Lillis, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Porter, Quamme, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: Adair, Graff, Hamilton (Phillips), Lewis. Total 4.

Absent and not voting: Arnold (Rosebud), Brown (Gallatin), Brown (Cascade), Dellwo, Erickson, Green, Henderson, Hodgskiss, Logan, Martin, O'Connell, O'Day, Pauly, Replogle, Ross, Schilling, Swope, Tinsley, Watson (Missoula), Willard. Total 20.

Moved by Leavitt that the House recess until 2:00 p. m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m., pursuant to recess.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following report was received from a Standing Committee:

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 43, a Bill for an Act entitled: "An Act providing for the adoption of the managerial form of County Government," respectfully report as follows: That Senate Bill No. 43 be placed on General Orders without recommendation.

PARKER, Chairman.

On motion by Parker, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE

The following communication was received from the Senate as of date February 27, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly made and seconded, the Senate requests the return of H. B. No. 203 from the House for further consideration.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the request of the Honorable Senate for the return of H. B. No. 203 be granted. Motion seconded and carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Coffee of Missoula in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration, Senate Bills Nos. 38, 33, 63, 109, 105, 74, Sub. S. B. No. 91, respectfully recommend:

That Senate Bill No. 38, be not concurred in.

Consideration of S. B. No. 33, be passed temporarily.

S. B. No. 63, concurred in.

S. B. No. 33, amended as follows: Amend Section 1 by striking out in line 3 the figure 1 after the word "Section" and inserting in lieu thereof the figures "1998"; further amend Section 1 by striking out in line 3 the words "exemptions from taxation"; further amend Section 1 by inserting in line 1: "Section 1" before the word "that"; further amend Section 1 by striking out in line 14 after the word "only" the remainder of line 14 and all of lines 15, 16, 17, 18 and 19, and inserting in lieu thereof the words: "and also when a club-house or building erected by or belonging to any society or organization of honorably discharged United States soldiers, sailors or marines who served in army or navy of United States, is used exclusively for educational, fraternal, benevolent or purely public charitable purposes, rather than for gain or profit, together with the library and furniture necessarily used in any such building"; further amend Section 1 by striking out in line 19 the period and adding at the end of said section the following: ", and all property, real or personal, in the possession of legal guardians of incompetent veterans of the World War or minor dependents of such veterans, where such property is funds or derived from funds received from the United States as pension, compensation, insurance, adjusted compensation, or gratuity, shall be exempt from all taxation as property of the United States while held by the guardian, but not after title passes to the veteran or minor in his or her own right on account of removal of legal disability"; that S. B. No. 33, as amended, be concurred in.

Consideration of S. B. No. 109, passed for the day.

S. B. No. 105, concurred in.

S. B. No. 74, consideration passed temporarily.

Sub. S. B. No. 91, concurred in.

COFFEE, Chairman.

On motion by Coffee, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Haverfield of Big Horn in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration S. J. M. No. 5, S. B. Nos. 89, 98, 74, respectfully recommend:

That S. J. M. No. 5, concurred in.

S. B. No. 89, concurred in.

Reverted to S. B. No. 74—amended as follows: By striking out the amendment submitted by the Committee on Fish and Game in Section 2,

line 3; and inserting in lieu thereof after the word "carcass" in line 3 of the printed bill, the words: "within a reasonable time"; that S. B. No. 74, as amended, be concurred in.

S. B. No. 98, concurred in.

HAVERFIELD, Chairman.

On motion by Haverfield, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Swope of Broadwater in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration S. B. Nos. 72, 127, 37, 40, respectfully recommend:

That S. B. No. 72, consideration passed temporarily.

S. B. No. 127, concurred in.

S. B. No. 37, consideration passed for the day.

S. B. No. 40 be re-referred to Committee on Banks and Banking for consideration.

SWOPE, Chairman.

On motion by Swope, report adopted.

The Speaker gave notice he was about to sign S. B. Nos. 44 and 19, and thereupon signed the same.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 296, 305, 327, 330, H. J. R. No. 6, H. J. R. No. 9.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. B. Nos. 296, 305, 327, 330, H. J. R. Nos. 6 and 9, and thereupon signed the same.

Moved by Leavitt that the House adjourn until Saturday, February 28, 1931, at 10:00 A. M. Motion seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-FIFTH DAY

House of Representatives,
Helena, Montana, February 28, 1931.

House convened at 10:00 A. M., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Tinsley, Erickson, excused; O'Day, absent.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 54th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Labor, having had under consideration Senate Bill No. 14, a Bill for an Act entitled: "An Act providing for a provision in all contracts for state, county, municipal or school work, compelling employers to comply with the provisions of the Constitution and Statutes of Montana relating to the eight-hour day law, providing for retention of a portion of the contract price: for conviction of the violation thereof, and providing a penalty for the failure of any state, county, municipal or school officer to carry out the provisions of this Act," respectfully report as follows: That Senate Bill No. 14 be not concurred in.

SAMPLE, Chairman.

On motion by Sample, report adopted.

Mr. Speaker: We, your Committee on the Judiciary, having had under consideration Senate Bill No. 104, a Bill for an Act entitled: "An Act amending Section 10057 of the Revised Codes of Montana for 1921, relative to the competency of executors or administrators and providing when letters with will annexed shall issue and providing for the disqualification of an executor or trustee after the renunciation or resignation of such executor or trustee," respectfully report as follows: That Senate Bill No. 104 be not concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on the Judiciary, having had under consideration Senate Bill No. 30, a Bill for an Act entitled: "An Act providing for the licensing of persons, firms or corporations selling or vending drugs, medicines and remedies as provided under the authority of Chapter 227 of the Revised Codes of Montana of 1921, providing for the issuance of such license, and fees therefor and penalties for the violation of the provisions of this Act," respectfully report as follows: That Senate Bill No. 30 be concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on the Judiciary, having had under consideration Senate Bill No. 101, a Bill for an Act entitled: "An Act to amend Section 6968 of the Revised Codes of Montana of 1921 relating to the selection of homestead and quantity and value of land to be included therein," respectfully report as follows: That Senate Bill No. 101 be concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Senate Bill No. 80, a Bill for an Act entitled: "An Act to amend Section 3384 of the Revised Codes of Montana of 1921 as amended by Chapter 56 of the Session Laws of the Twenty-first Legislative Assembly, 1929, relating to herd districts; providing for creation and dissolution of herd districts and procedure for excluding certain tracts of land therefrom," respectfully report as follows: That Senate Bill No. 80 be concurred in.

WAITE, Chairman.

On motion by Waite, report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Senate Bill No. 87, a Bill for an Act entitled: "An Act providing for the creation, size, location, boundaries and procedure for the establishment of a horse herd district from which area horses are barred from running at large: providing a penalty for horses running at large within said district: providing the person, owner or person in control of such horse or horses shall be liable for all damages sus-

tained thereby: providing for the impounding and disposition of said horse or horses," respectfully report as follows: That Senate Bill No. 87 be amended as follows: Amend Section 1, line 13, of the original bill by adding after the word "of" and before the word "owner" the word "resident," and as amended, recommend that Senate Bill No. 87 be concurred in.

WAITE, Chairman.

On motion by Waite, report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate as of date February 27, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly seconded and carried, the Senate this day requests the return from the House of H. B. No. 271 for further consideration.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 450 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House: Senate Committee of the Whole amendment to H. B. No. 450: Amend in Section 9 by striking out in line 32 the period after the word "due" and inserting in lieu thereof the words, "provided that no gasoline exported out of the State of Montana shall be included in the computation of any dealer's license tax herein provided for."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, titles agreed to, and bills are herewith returned to the House: H. B. No. 214; H. B. No. 392; H. B. No. 425; H. B. No. 447.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence, reports adopted, and bills are herewith returned to the House: H. B. No. 19; H. B. No. 21; H. B. No. 22; H. B. No. 23; H. B. No. 48; H. B. No. 77; H. B. No. 137; Sub. H. B. No. 186; H. B. No. 191; H. B. No. 195; H. B. No. 210; H. B. No. 266; H. B. No. 294; H. B. No. 339; Sub. H. B. No. 352; H. B. No. 377; H. B. No. 412.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and the Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Fish and Game: That H. B. No. 269 be amended as follows:

After the word "resident" line 18, page 1 of the original bill which appears in Section 1, line 6 of the printed bill by striking out the word "general" and insert in lieu thereof the words "game birds and fishing."

After line 6 of Section 1 there shall be inserted the following: "Class A-A—Resident Big Game License."

And in the line following there shall be inserted the words "Class A-A-A—Resident Sportsmen's License."

And be further amended on line 2, page 2 of the original bill which appears on line 6, page 2 of the printed bill by striking out the words and figures "Two Dollars and Fifty Cents (\$2.50)" and insert in lieu thereof the words and figures "Two Dollars (\$2.00)."

And be further amended on line 5, page 2 of the original bill which appears on line 8, page 2 of the printed bill by striking out after the word "possess" the word "game" and in the same line after the word "birds" strike out the words "and animals."

And be further amended on line 6, page 2 of the original bill which appears on line 9, page 2 of the printed bill by adding after the word "Act" the following: "Said applicant if a resident of the State of Montana and a citizen of the United States, shall pay to the officer or person countersigning and issuing the license the sum of \$1.00 and shall obtain a license of Class A-A, which shall entitle the holder to pursue, hunt, shoot, kill, capture, take and possess, any of the game animals of this state as authorized by this Act, provided, however, that said applicant in order to obtain said Class A-A license, must be this owner and possessor of a Class A license, as herein above defined."

"Said applicant if a resident 'Sportsman' of the State of Montana and a citizen of the United States, may pay to the officer or person countersigning and issuing the license the sum of \$5.00 as a license fee, and shall obtain a license of Class A-A-A, herein designated as a resident 'Sportsmen's' license, which shall entitle the holder to pursue, hunt, kill, capture, take and possess game, game birds and game animals, and to fish with hook and line or rod in hand as authorized by this Act."

And be further amended on line 26, page 2 of the original bill which appears on line 24, page 2 of the printed bill by striking out after the words and figures "Class B-2" all the balance of that paragraph down to and including the word "Act" which occurs on line 31, page 2 of the original bill and line 28, page 2 of the printed bill and insert in lieu thereof the words "which shall entitle the holder to pursue, hunt, shoot, kill, capture, take and possess game animals, as authorized by this Act."

And be further amended on line 14, page 3 of the original bill which occurs in line 39, page 2 of the printed bill by adding after the word "Act" the following: "To every license, whether issued to a resident, non-resident or alien, which authorizes the licensee to kill elk or deer in this state, there shall be attached to said license certain tags, coupons or other markers, the form of which shall be prescribed by the State Fish and Game Commission, and when any person shall take or kill any deer or elk under such license, such person shall immediately thereafter detach from his license and attach in plain sight to the carcass of said animal or animals the proper tag, coupon or other marker, which said tag, coupon or other marker shall be kept attached thereto so long as any considerable portion of the carcass remains unconsumed. When the proper tag, coupon or other marker is so attached to the said game so killed, the same may be possessed, used, stored and transported, provided the necessary permit to transport the same accompanies the shipment. To said license to hunt or take elk or deer shall also be attached a card, which said card shall on or before the first day of January of the year following the date of the issuance of said license, be returned by the holder of said license to the Fish and Game Commission and a report made to said Commission of the game taken under said license and the place where the same was taken, it being the intent of this Act to require every licensee to make said report whether any game was taken under said license or not. It shall be unlawful and a misdemeanor punishable accordingly for anyone killing any deer or elk under said license, to fail or neglect to attach the tag, coupon or other markers so provided by said license to any deer or elk killed by them immediately after the same had been killed or to fail to keep said tag, coupon or other marker attached to said deer or elk or portions thereof

while the same is possessed by him"; and, as so amended, recommend that said bill be concurred in.

Committee on Fish and Game: That H. B. No. 270 be amended as follows: On line 25, page 1, original bill, which occurs in line 7, page 1, printed bill, by adding after the word, "automobile," the words, "or on or from any public highway in the State of Montana, or on or from any railroad right-of-way in the State of Montana." On line 2, page 2, original bill, which occurs on line 14, page 1, printed bill, by adding after the word "gun," the words, "jack light or other artificial light." On line 3, page 2, original bill, which occurs on line 14, page 1, printed bill, by adding after the word "gun," the words, "jack light or other artificial light." On line 10, page 2, original bill, which occurs on line 19, page 2, printed bill, by striking out after the word "sail," the word "shall." On line 27, page 4, original bill, which occurs on line 81, page 3, printed bill, by inserting after the word "game," the words, "or fish." And as so amended, recommend the bill be concurred in.

Committee on Aviation: That H. B. No. 357 be concurred in.

Committee on Fish and Game: That H. B. No. 366 be concurred in.

Committee on Fairs and Expositions: That H. B. No. 382 be concurred in.

Committee on Taxation: That H. B. No. 443 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That consideration of H. B. No. 412 be indefinitely postponed.

That consideration of H. B. No. 246 be passed for the day.

That consideration of Sub. for H. B. No. 211 be passed for the day.

That consideration of H. B. No. 324 be passed for the day.

That H. B. No. 365 be amended in Section 2 by striking out in line 4 the words, "each of," and as so amended, recommend same be concurred in.

That H. B. No. 393 be amended in Section 4 by striking out in line 11 after the word, "proposal," the words, "of the," and inserting in lieu thereof the words, "for the exchange of the," and as so amended, recommend same be concurred in.

That H. B. No. 392 be concurred in.

That H. B. No. 425 be concurred in.

That consideration of H. B. No. 210 be indefinitely postponed.

That consideration of H. B. No. 158 be passed for the day.

That H. B. No. 48 be not concurred in.

That H. B. No. 286 be concurred in.

That H. B. No. 343 be concurred in.

That H. B. No. 311 be concurred in.

That H. B. No. 231 be concurred in.

That consideration of H. B. No. 445 be passed for the day.

That H. B. No. 297 be concurred in.

That H. B. No. 326 be concurred in.

That H. B. No. 387 be concurred in.

That consideration of H. B. No. 398 be passed for the day.

That H. B. No. 137 be not concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Judiciary: That H. B. No. 19 be not concurred in.

Committee on Judiciary: That H. B. No. 20 be concurred in.

Committee on Judiciary: That H. B. No. 21 be not concurred in.

Committee on Judiciary: That H. B. No. 22 be not concurred in.

Committee on Judiciary: That H. B. No. 23 be not concurred in.

Committee on Roads and Highways: That H. B. No. 77 be not concurred in.

Committee on Judiciary: That Sub. H. B. No. 186 be not concurred in.

Committee on Education: That H. B. No. 191 be not concurred in.

Committee on Roads and Highways: That H. B. No. 195 be not concurred in.

Committee on Compensation: That H. B. No. 254 be amended by adding in line 8, page 2, original bill, after the word, "service," the words, "farm, dairy, agricultural, viticultural or horticultural labor, in stock or poultry raising, except as hereinafter provided." Amend by striking out all of Section 2 of said bill and renumbering the following sections to conform thereto. Amend by adding the words, "or chiropractor," after the word, "hospital," in line 23, page 2, original bill. Amend by adding the words, "or chiropractor duly licensed to practice his profession in the State of Montana," after the word, "surgeon," in line 26, page 2, original bill. And as so amended, recommend the bill be concurred in.

Committee on Judiciary: That H. B. No. 266 be not concurred in.

Committee on Elections and Privileges: That H. B. No. 294 be not concurred in.

Committee on Judiciary: That H. B. No. 339 be not concurred in.

Committee on Roads and Highways: That Sub. H. B. No. 352 be not concurred in.

Committee on Judiciary: That H. B. No. 377 be not concurred in.

Committee on Public Lands: That H. B. No. 394 be concurred in.

Committee on Corporations other than Municipal: That H. B. No. 395 be concurred in.

Committee on Judiciary: That H. B. No. 405 be concurred in.

Committee on Elections and Privileges: That H. B. No. 411 be concurred in.

Committee on Roads and Highways: That H. J. R. No. 5 be amended by inserting after the word, "counties," in line 3, page 2, engrossed bill, same being in line 23, page 1, printed bill, the following: "and the bridge at the so-called Lismas site between Valley and Garfield Counties," and as so amended, recommend same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the request of the Honorable Senate for the return of H. B. No. 271 be granted. Motion seconded and carried.

THIRD READING OF SENATE BILLS

S. B. No. 33, introduced by Husband, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Freed, Goodwin, Grabow, Graff, Hamil-

ton (Musselshell), Hamilton (Phillips), Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McDermott, McFarland, Merriman, Meyer, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland (Andrew), Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Benjamin, Gordon, Green, Hagestad, Haight, Lillis, Martin, Miller, Sample, Ueland (R. R.), Vollmer, Waring. Total 12.

Absent and not voting: Adair, Burke, Cole, Erickson, Finlen, Hanson, Knight, McCormack, Metlen, O'Day, Pappin, Rolph, Ryder, Tinsley, Troy, Waite, Watson (Missoula). Total 17.

S. B. No. 63, introduced by Keeley, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Adair, Burke, Cole, Erickson, Hanson, Knight, Leavitt, Metlen, O'Day, Pappin, Ryder, Tinsley, Troy, Watson (Missoula). Total 14.

S. B. No. 105, introduced by Fish and Game Committee, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew, Ueland (R. R.), Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Blewett, Burke, Cole, Erickson, Hanson, Leavitt, McCormack, Metlen, Moss, O'Day, Ryder, Tinsley, Vollmer, Watson (Missoula). Total 14.

Sub. S. B. No. 91, introduced by Fish and Game Committee, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Haverfield,

Henderson, Hodgskiss, Jarrett, Knight, Kruse, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher). Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Blewett, Brown (Cascade), Burke, Cole, Erickson, Graff, Hanson, Leavitt, Metlen, Meyer, Moss, O'Day, Ryder, Tinsley, Watson (Missoula), Willard. Total 16.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bill correctly enrolled: H. B. No. 447.

HENDERSON, Chairman.

The Speaker gave notice that he was about to sign H. B. No. 447, and thereupon signed the same.

Senate Joint Memorial No. 5, introduced by Committee on Public Lands, having been read three several times at length, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Buck, Budas, Burrell, Casey, Chapman, Coffee, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Lewis, Logan, Manning, McCormack, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew, Ueland, R. R., Waite, Watson, (Meagher), Wilson, Woodcock, Mr. Speaker. Total 70.

Noes: Adair, Cooney Cranston, Goodwin, Hamilton (Musselshell), Hamilton (Phillips), Martin, Mason, McDermott, Rolph, Vollmer. Total 11.

Absent and not voting: Blewett, Brown (Cascade), Burke, Cole, Dougherty, Erickson, Hanson, Leavitt, Lillis, Metlen, Morris, O'Connell, O'Day, Replogle, Ryder, Shannon, Tinsley, Waring, Watson (Missoula), Willard. Total 20.

S. B. No. 74, introduced by Committee on Fish and Game, having been read three several times, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Meyer. Total 1.

Absent and not voting: Blewett, Burke, Cole, Erickson, Hanson, Leavitt, Lillis, Metlen, O'Connell, O'Day, Replogle, Ryder, Shannon, Tinsley, Watson (Missoula). Total 15.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Troy that S. B. No. 89 be taken from Third Reading and re-referred to Committee on Affairs of Cities. Motion seconded and carried.

THIRD READING OF SENATE BILLS

S. B. No. 98, introduced by Committee on Public Lands, having been read three several times, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Benjamin, Blewett, Burke, Cole, Erickson, Hanson, Lillis, Logan, Metlen, O'Connell, O'Day, Parker, Ryder, Shannon, Tinsley, Troy, Watson (Missoula). Total 17.

S. B. No. 127, introduced by Committee on Insurance, having been read three several times, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Henderson Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Meyer, Minnick, Morris, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Watson (Meagher), Willard, Wilson, Woodcock. Total 75.

Noes: Adair, Arnold (Stillwater), Cooney, Freed, Hamilton (Phillips), Martin, Miller, Porter, Quamme, Sullivan, Waring, Mr. Speaker. Total 12.

Absent and not voting: Burke, Erickson, Graff, Hanson, Haverfield, Metlen, Moss, O'Connell, O'Day, Ryder, Swope, Tinsley, Troy, Watson (Missoula). Total 14.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Watson of Meagher in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to H. B. Nos. 71, 247, 450, respectfully recommend:

That Senate amendments to H. B. No. 71 be not concurred in and conference committee requested.

Senate amendments to H. B. No. 247, consideration indefinitely postponed.

Senate amendments to H. B. No. 450, concurred in.

WATSON of Meagher, Chairman.

On motion of Watson, report adopted.

The Speaker appointed Leavitt of Custer, Dellwo of Lake and McCormack of Flathead to act on Conference Committee on Senate Amendments to H. B. No. 71.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Watson of Meagher in the chair.

Committee arose. House resumed.

Speaker pro tem in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We your Committee of the Whole, having had under consideration H. B. No. 451, S. B. No. 72, respectfully recommend:

That H. B. No. 451, do pass.

Senate Bill No. 72, concurred in.

WATSON of Meagher, Chairman.

On motion by Watson, report adopted.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 450, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Grabow, Graff, Green, Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Merriman, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Quamme, Rigg, Roll, Ross, Ryder, Salyerds, Shannon, Southmayd, Spangler, Sullivan, Swope, Ueland (Andrew), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 76.

Noes: Benjamin, Goodwin, Hagestad, Haight, Hamilton (Musselshell), Sample, Sheffer, Ueland (R. R.). Total 8.

Absent and not voting: Coffee, Erickson, Gordon, Hamilton (Phillips), Henderson, Martin, McFarland, Metlen, O'Day, Porter, Replogle, Rolph, Schilling, Stewart, Tinsley, Troy, Mr. Speaker. Total 17.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Watson of Meagher in the chair.

Committee arose. House resumed.

Speaker pro tem in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate Bill No. 109, respectfully recommend:

That S. B. No. 109 be not concurred in.

WATSON, Chairman.

On motion by Watson, report adopted.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Knight that the employees of the House, whose services were to have been discontinued as of this date, be retained for the balance of the session. Motion seconded and carried.

Moved by Leavitt that the House recess until 2:00 p. m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m., pursuant to recess.

Mr. Speaker in the chair.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report we have this day presented to his Excellency, the Governor, the following House Bills: Nos. 296, 305, 327, 330, 447, H. J. R. No. 6, H. J. R. No. 9. Dated: Feb. 28, 1931, 11:10 a. m.

HENDERSON, Chairman.

Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: H. B. No. 451.

GREEN, Chairman.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 214, 392, 425.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign House Bills Nos. 214, 392, 425, and S. B. Nos. 60, 64, 16, 82, and thereupon signed the same.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, the members of the Entertainment Committee, wish to extend a vote of thanks to Governor Hazelbaker for the very fine program furnished us Friday, February 27, the same to be spread on the minutes and a copy sent by the Clerk to Governor Hazelbaker.

DUNN, Chairman.

On motion by Dunn, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 126, a Bill for an Act entitled: "An Act to amend Section 10536 of the Revised Codes of Montana, 1921, relative to the testimony of certain witnesses by adding thereto an additional subdivision exempting psychologists who are engaged in the teaching and observation of school children without consent of parents or guardians, exemption to apply only in civil cases," respectfully report as follows: That S. B. No. 126 be amended as follows: In Subdivision 6 of Section 1, after the word "child" in line 11, on page 2, and before the word "testify," insert the words "being so taught or observed"; and as so amended, S. B. No. 126 be concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 31, a Bill for an Act entitled: "An Act relating to abstracters and to the business of abstracting; providing for the creation of a Board of Abstract Examiners, fixing the compensation of its members, and providing for the organization and the operation of the Board; defining the qualification of abstracters and requiring their registration; defining registered abstracters; providing for the examination of the applicants by the Board of Abstract Examiners; the issuance of certificates of registration and certificates of authority and designating the contents of certificates; prescribing the license fee to be paid by the applicant or the abstractor before taking the examination or engaging in business; requiring the filing of a bond, or securities in lieu thereof, and prescribing its form, penalty and amount, designating a seal to be used; granting to the Board of Examiners power to cancel and revoke certificates of registration or of authority; providing for hearings on appli-

cations to revoke or cancel; and granting right of appeal from the decisions of the Board cancelling or revoking certificates; fixing the penalties for the violation of this Act and repealing Section 4143 as amended by Chapter 60 of the Laws of the Nineteenth Legislative Assembly of the State of Montana and Sections 4139, 4140, 4144, 4145 and 4146 of the Revised Codes of Montana, 1921, and all Acts and parts of Acts in conflict herewith; and excepting from the provisions of this Act county clerks and recorders and persons employed by counties in preparation of abstracts, and also any person, firm or corporation holding a valid and subsisting certificate of authority issued pursuant to said Section 4140", respectfully report as follows: That S. B. No. 31 be amended as follows: In the third line of Section 17, page 11 of the original bill, strike out the words "as a registered abstracter", following the word "state"; insert in the ninth line of Section 19, page 12 of the original bill, after the word "Certificate" and before the word "shall" the words "so issued under said Section 4140"; and as amended, that S. B. No. 31, be concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the House Enrolling Committee be authorized and hereby directed to amend H. B. No. 361, making the title conform with the Senate amendment to Section 1 of the bill. Motion seconded and adopted.

Moved by Parker that the House reconsider its action on S. B. No. 109. Moved by Cooney that the motion to reconsider S. B. No. 109 be laid on the table and roll call requested thereon.

On roll call motion to reconsider tabled by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dunn, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Kruse, Leavitt, Lillis, Logan, Manning, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, O'Connell, Replogle, Rigg, Roll, Ryder, Salyerds, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Swope, Troy, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Woodcock. Total 65.

Noes: Benjamin, Chapman, Coffee, Dellwo, Dougherty, Ekegren, Green, Hagestad, Haight, Henderson, Hodgskiss, Jarrett, Lewis, Martin, McCormack, Nyquist, O'Day, Parker, Pauly, Porter, Quamme, Rolph, Ross, Sample, Shannon, Ueland, Andrew; Ueland, R. R., Vollmer, Wilson, Mr. Speaker. Total 31.

Absent and not voting: Erickson, Knight, Pappin, Spangler, Tinsley. Total 5.

Moved by Finlen that the House now take the motion from the table. Motion lost.

Moved by Dellwo that S. B. No. 107 be made a special order of business for Tuesday, March 3, 1931 at 2:00 p.m. Motion seconded and carried.

The Speaker announced that Bernice Moore was appointed as his secretary during the remainder of the session in place of Lavina D'Autremont, resigned.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Meyer of Silver Bow in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration S. B. Nos. 37, 41, 77, 88, 43, respectfully recommend:

That S. B. No. 37, be concurred in.

That S. B. No. 41, consideration passed temporarily.

That S. B. No. 77, be concurred in.

That S. B. No. 88, be concurred in.

That S. B. No. 43, be amended as follows: Amend Section 2 by striking out in line 1 the word "county" and in line 2 the words "election board" and the words "county election board" and inserting in lieu thereof the words: "Board of County Commissioners", and wherever the words appear; amend by inserting in Section 20 in the blank space in line 3 of the printed bill the following: "such bond as the Board of County Commissioners shall designate"; amend by inserting a section after Section 21 and renumbering the next section, the inserted Section 22 to read: "Provided that any county operating under the managerial form of government herein created may revert to the former form of government by petition and the same procedure as outlined in Section 2 of this measure"; that S. B. No. 43, as amended, be concurred in.

MEYER, Chairman.

On motion by Meyer, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Watson of Missoula in the chair.

Committee arose. House resumed.

Speaker pro tem in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration S. B. Nos. 57, Sub. S. B. No. 55, S. B. Nos. 30, 41, respectfully recommend:

That S. B. No. 57, be concurred in.

Sub. S. B. No. 55, concurred in.

S. B. No. 41, consideration passed temporarily.

S. B. No. 30, consideration passed temporarily.

WATSON, Chairman.

On motion by Watson, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole, for the consideration of General Orders. Motion seconded and carried.

Watson of Missoula in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration S. B. Nos. 30, 41, 80, 87, 101, 31, 126, respectfully recommend:

That S. B. No. 41 be amended as follows: Amend Section one by striking out lines 19, 20, 21, 22; that S. B. No. 41, as amended, be concurred in.

S. B. No. 80, be concurred in.

Consideration of S. B. No. 87 passed for the day.

S. B. No. 101, be concurred in.

S. B. No. 31, be concurred in.

S. B. No. 126, be concurred in.

S. B. No. 30, passed for the day.

WATSON, Chairman.

On motion by Watson, report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 72, introduced by Finance and Claims Committee, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Ueland, Andrew, Ueland, R. R., Vollmer, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Adair, Cole, Erickson, Graff, Henderson, Hodgskiss, Knight, Kruse, Minnick, O'Day, Pappin, Roll, Stewart, Swope, Tinsley, Troy, Waite, Watson (Meagher). Total 18.

THIRD READING OF HOUSE BILLS

H. B. No. 451, introduced by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Hodgskiss, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McFarland, Merriman, Metlen, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland, Andrew, Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Adair, Blewett, Buck, Cole, Erickson, Goodwin, Graff, Hamilton (Phillips), Henderson, Knight, Kruse, McDermott, Meyer, Minnick, O'Day, Replogle, Roll, Schilling, Swope, Tinsley, Ueland, R. R., Watson (Meagher). Total 22.

House reverted to Order of Business No. 9.

THIRD READING OF SENATE BILLS

S. B. No. 37, introduced by Committee on Banks and Banking, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Morris,

Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Rolph, Ross, Ryder, Salyerds, Sample, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland, Andrew; Vollmer, Waite, Waring, Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 76.

Noes: Wilson. Total 1.

Absent and not voting: Adair, Buck, Cole, Erickson, Freed, Graff, Knight, Kruse, Leavitt, Lewis, McCormack, Meyer, Minnick, Moss, O'Day, Replogle, Rigg, Roll, Schilling, Shannon, Swope, Tinsley, Ueland, R. R., Watson (Meagher). Total 24.

S. B. No. 77, introduced by Committee on Corporations other than Municipal, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Quamme, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 77.

Noes: Cranston, Hamilton (Musselshell), McFarland, Porter, Woodcock. Total 5.

Absent and not voting: Buck, Cole, Cooney, Erickson, Freed, Graff, Knight, Lewis, Meyer, Minnick, O'Day, Replogle, Rigg, Roll, Shannon, Swope, Tinsley, Troy, Watson (Meagher). Total 19.

S. B. No. 88, introduced by Committee on Dairies and Dairying, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Quamme, Rigg, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Stewart, Sullivan, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 79.

Noes: Finlen, Metlen. Total 2.

Absent and not voting: Adair, Buck, Cole, Dellwo, Erickson, Freed, Knight, Lewis, Merriman, Meyer, O'Connell, O'Day, Porter, Replogle, Roll, Ross, Spangler, Swope, Tinsley, Watson (Meagher). Total 20.

S. B. No. 43, introduced by Gustafson, Parkin, Burr, and Holton, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Brown (Gallatin), Burke, Burrell, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Grabow, Graff, Green, Haight, Hanson, Haverfield, Hodgskiss, Kruse, Leavitt, Lillis, Logan, Manning, Mason, Metlen, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Parker, Pauly, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Stewart, Sullivan, Troy, Ueland, Andrew; Waite, Waring, Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 57.

Noes: Bechtel, Blewett, Brown (Cascade), Budas, Casey, Fairgrieve, Goodwin, Gordon, Hagestad, Hamilton (Mussellshell), Hamilton (Phillips), Martin, McCormack, McDermott, McFarland, Miller, Pappin, Porter, Quamme, Replogle, Shannon, Sheffer, Southmayd, Ueland, R. R., Vollmer, Woodcock. Total 26.

Absent and not voting: Buck, Cole, Dellwo, Erickson, Finlen, Freed, Henderson, Jarrett, Knight, Lewis, Merriman, Meyer, O'Day, Roll, Spangler, Swope, Tinsley, Watson (Meagher). Total 18.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that S. B. No. 41 be taken from Third Reading and re-referred to General Orders. Motion seconded and carried.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 82 and 361.

HENDERSON, Chairman.

Report adopted.

The Speaker gave notice he was about to sign H. B. Nos. 82 and 361, and thereupon signed the same.

THIRD READING OF SENATE BILLS

S. B. No. 57, introduced by Sparling, Angvick and Stagg, by request, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cooney, Cranston, Curran, Doran, Dunn, Ekegren, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Mussellshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Stewart, Sullivan, Ueland, Andrew; Ueland R. R., Vollmer, Waite, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Waring. Total 1.

Absent and not voting: Coffee, Cole, Darlington, Dellwo, Dougherty, Erickson, Fairgrieve, Freed, Knight, Lewis, Logan, Meyer, O'Day, Roll, Shannon, Spangler, Swope, Tinsley, Troy, Watson (Meagher). Total 20.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on State Lands, having had under consideration Senate Bill No. 94, A Bill for an Act entitled: "An Act relating to hydroelectric power sites on state lands; making it unlawful to sell such lands, but giving the State Board of Land Commissioners authority to grant lease or license for their development", respectfully report as follows: That Senate Bill No. 94 be concurred in.

ROSS, Chairman.

Motion by Ross, report adopted.

Mr. Speaker: We, your Committee on the Judiciary, having had under consideration Senate Bill No. 95, A Bill for an Act entitled: "An Act to amend Section 8366 of the Revised Codes of Montana of 1921 as amended by Section 1 of Chapter 20 of the Session Laws of the Twenty-first Legislative Assembly, 1929 and Section 8369 of the Revised Codes of Montana

of 1921 relating to liens of threshermen, owners of combined harvester and threshers and farm laborers upon grain and crops and determining the priority thereof", respectfully report as follows: That Senate Bill No. 95, be not concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on the Judiciary, having had under consideration Senate Bill No. 50, A Bill for an Act entitled: "An Act to amend Section 4614 Revised Codes of the State of Montana of 1921, as amended by Chapter 99 of the Session Laws of the Nineteenth Legislative Assembly of the State of Montana, relating to county bonds and validating certain county bond issues", respectfully report as follows: That Senate Bill No. 50 be concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on the Judiciary, having had under consideration Senate Bill No. 59, A Bill for an Act entitled: "An Act to amend Sections 8366 and 8367 of the Revised Codes of Montana 1921 as amended by Chapter 20 Laws of 1929 relating to liens of threshermen and owners of combine harvesters and threshers upon grains or crops and claims for such lien, when, where and how filed and the service of notice", respectfully report as follows: That Senate Bill No. 59 be concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on the Judiciary, having had under consideration Senate Bill No. 32, A Bill for an Act entitled: "An Act to amend Sections 8607, 8608, 8609 and 8610 of the Revised Codes of Montana of 1921, regulating the sales in bulk of goods, wares, merchandise and fixtures, and all personal property used in the business of the vendor, and making provision for the protection of creditors of the vendor", respectfully report as follows: That Senate Bill No. 32 be amended as follows: That the title be amended by inserting in line 4 before the word "fixtures" the word "trade". Insert the word "trade" before the word "fixtures" appearing in the following places in the bill: On page 1 in the lines 12, 17, and 31; on page 2 in lines 2, 16, 26 and 34; on page 3 in lines 1 and 19; on page 4 in lines 6, 24 and 26. Amend Section 4, page 4, line 27, by striking out the period after the final word "business" and inserting a semi-colon in lieu thereof and add the following: "provided, however, that if such vendor produces and delivers a written waiver of the provisions of this act from his creditors, as shown by such verified statements, then in that case the provisions of this act shall not apply", and as so amended bill be concurred in.

RIGG, Chairman.

On motion by Rigg, report adopted.

Mr. Speaker: We, your Committee on Labor, having had under consideration Senate Bill No. 13, A Bill for an Act entitled: "An Act requiring all contracts for state, county, municipal and school construction or repair work and maintenance to contain provisions requiring preference to bona fide residents of Montana in said work when not in violation of federal statutes and providing for the payment of standard prevailing rate of wages as paid at the county seat of the county in which the work is being performed, and providing for the forfeiture of these provisions by contract and providing a method for the completion of said contractor, and repealing all Acts and parts of Acts in conflict herewith", respectfully report as follows: That Senate Bill No. 13 be amended to read as follows: That the title be amended by inserting in the fourth line after the word "work" the following, "and requiring preference in the use of Montana materials in said work,". By amending Section 1 by adding in line 4 of the printed bill, after the word "work" the following: "the contractor in the performance of said work must give preference to materials manufactured in Mon-

tana; price thereof not exceeding the price of out of state products and qualities thereof being equal. Materials are hereby defined as products mined, milled or manufactured within Montana or agricultural products produced in Montana". Section 3 and line 3 of said section after the word "retain" strike out the words and figures "five hundred dollars (\$500.00), and insert in lieu thereof the following: "Ten percentum (10%) of the contract price for all contracts in the amount of five thousand dollars (\$5,000.00) or less with a minimum retention of one hundred dollars (\$100.00), and seven and one half per centum (7½%) on contracts in amount of more than five thousand dollars (\$5,000.00), and not exceeding ten thousand dollars (\$10,000.00) and five per centum (5%) on contracts exceeding the amount of ten thousand dollars (\$10,000.00)". Amend in line 8 of Section 3, after the word "Act" by striking out the words and figures "at least five hundred dollars \$500.00" and insert in lieu thereof the words "the minimum or percentages as hereinabove set out". And as so amended same be concurred in.

SAMPLE, Chairman.

On motion by Sample, report adopted.

Moved by Leavitt that the House adjourn until Monday, March 2, 1931, at 10:00 a.m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-SEVENTH DAY

House convened at 10:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except Swope of Broadwater, excused; Erickson and Roll excused.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 55th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 450, 311, 286, 297, 326, 343.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. B. Nos. 450, 311, 286, 297, 326, 343, and thereupon signed the same.

REPORTS OF STANDING COMMITTEES

The following report was received from a Standing Committee:

Mr. Speaker: We, your Committee on State Institutions, Public Building & Grounds, having had under consideration Senate Resolution No. 5, by Ruffcorn, "A Resolution requesting the Governor to appoint a committee to investigate the causes of the deafness, blindness, and feeble-mindedness of the inmates of the school at Boulder, Montana, and that the findings of said committee be reported to the members of the Twenty-third Legislative Assembly", respectfully report as follows: That Senate Resolution No. 5, be not concurred in.

BROWN, of Gallatin, Chairman.

On motion by Brown, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND
THE SENATE

The following communications were received from the Senate as of date February 28, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion by Senator Plank, duly seconded and carried, that the Senate do not concur in House amendments to S. B. No. 45, and that a Conference Committee be appointed to act with a like Committee from the House for the consideration of House amendments, the President this day appointed the following Senators as such Conference Committee: Plank, Himsl, Sparling.

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 231 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Senate Committee on State Boards & Offices Amendment to H. B. No. 231:

Amend in line 14, printed bill, by striking out the words, "either", and "or", and by inserting after the word, "banks", the following: "located in the city or town in which such boards, commissions, bureaus, departments and state institutions are situated, provided there is a qualified bank in such city or town".

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 365 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Senate Committee of the Whole amendment to H. B. No. 365;

Amend in Section 2 by striking out in line 4 the words, "each of".

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 393 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Senate Committee of the Whole amendment to H. B. No. 393:

Amend in Section 4 by striking out in line 11 after the word, "proposal", the words "of the", and inserting in lieu thereof the words, "for the exchange of the".

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate this day, at the request of the House, appointed the following Senators to act as a Conference Committee with a like committee from the House, for the consideration of Senate amendments to H. B. No. 71: Campbell, Kane, Burr.

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, concurred in House amendments to the following Senate Bills: S. B. No. 64, S. B. No. 60, Sub. S. B. No. 10, S. B. No. 82.

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence, reports adopted, and bills are herewith returned to the House: H. B. No. 24; H. B. No. 31; H. B. No. 36; H. B. No. 43; H. B. No. 44; H. B. No. 203; H. B. No. 252; H. B. No. 275; H. B. No. 319; H. B. No. 338; H. B. No. 384; H. B. No. 394; H. B. No. 398; H. B. No. 401; H. B. No. 411; H. B. No. 420; H. B. No. 422; H. B. No. 444; H. J. R. No. 8.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate dated February 28, 1931, be considered read at length and the Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 246 be concurred in.

That Sub. H. B. No. 211 be amended in Committee Amendment to Section 1 by striking out the words, "in rural communities"; and as so amended recommend same be concurred in.

That H. B. No. 324 be amended in Section 2 by striking out in line 32 the word and figure, "six (6)", and inserting in lieu thereof the word and figure, "twenty-five (25)"; and as so amended, recommend same be concurred in.

That H. B. No. 398 be not concurred in.

That consideration of H. B. No. 158 be passed for the day.

That H. B. No. 20 be not concurred in.

That consideration of H. B. No. 203 be indefinitely postponed.

That H. B. No. 254 be concurred in.

That Sub. H. B. No. 313 be amended in Section 1 by striking out in lines 8 and 9 the words and figures, "Five Million (5,000,000)", and inserting in lieu thereof the words and figures, "Four Million (4,000,000)", and by striking out in lines 12 and 13 the words and figures, "Five Million (5,000,000)", and inserting in lieu thereof the words and figures, "Four Million (4,000,000)"; also amend in Section 1 by adding at the end of Section 1 the following: "provided such additional special bridge fund herein provided for shall not be transferable to any other fund", and as so amended, recommend same be concurred in.

That H. B. No. 357 be concurred in.

That H. B. No. 366 be concurred in.

That H. B. No. 382 be concurred in.

That H. B. No. 394 be not concurred in.

That consideration of H. B. No. 395 be passed for the day.

That H. B. No. 405 be concurred in.

That H. B. No. 411 be not concurred in.

That Sub. for H. B. No. 443 be concurred in.

That H. J. R. No. 5 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, titles agreed to, and bills are herewith returned to the House: H. B. No. 286; H. B. No. 297; H. B. No. 311; H. B. No. 326; H. B. No. 343; H. B. No. 387.

Very truly,

J. F. CONE,
Secretary of the Senate.

The following communications were received from the Senate as of date March 1st:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 107 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Committee and Committee of the Whole amendments attached to original bill.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 190 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Committee and Committee of the Whole amendments attached to original bill.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 209 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Committee and Committee of the Whole amendments attached to original bill.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 243 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Committee and Committee of the Whole amendments attached to original bill.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 20 was this day recommended for non-concurrence by Committee of the Whole, report adopted, and bill is herewith returned to the House.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate under date of March 1st, 1931, be considered read at length and the Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 107 be amended in Section 1 by striking out all of line 11, printed bill; also amend in Section 1 by striking out the amendment in line 83, printed bill, the words and figures, "Forty-nine Thousand Seven Hundred Eighty Dollars (\$49,780.00)", and inserting in lieu thereof the words and figures, "Forty-four Thousand Seven Hundred Eighty Dollars (\$44,780.00)"; also amend in Section 2 by striking out in the amendment to line 82, printed bill, the words and figures, "Forty-nine Thousand Seven Hundred Eighty Dollars (\$49,780.00), and inserting in lieu thereof the words and figures, "Forty-four Thousand Seven Hundred Eighty Dollars (\$44,780.00)"; and as so amended, recommend the bill be concurred in.

That H. B. No. 209 be amended in Section 2 by striking out in Committee amendments lines 55 and 56 the words and figures, "One Hundred Seventy-five Dollars (\$175.00)", and inserting in lieu thereof the words and figures, "Ten Thousand One Hundred Seventy-five Dollars (\$10,175.00)"; and as so amended, recommend the bill be concurred in.

That H. B. No. 269 be amended in Section 2 by striking out in line 38, printed bill, all the matter after the word, "provided" down to the period in line 39, and inserting in lieu thereof the following: "however, that any alien who has resided in the State continuously for more than four years and has become legally domiciled shall be entitled to all the benefits of Class A. Also amend in Section 2, printed bill, at the end of line 46, by striking out the period after the word, "license", and inserting in lieu thereof a comma, and adding the following: "providing that a boy who is a resident of the State of Montana for the period of one year, of the age of sixteen years or under, shall be granted a trapper's license for muskrat and mink upon the payment of the sum of one dollar, and provided further that he shall not be required to possess a Class A license". And as so amended, recommend the bill be concurred in.

That H. B. No. 270 be amended in the Committee amendment to line 25, page 1, by striking out the words, "or on or from any railroad right-of-way in the State of Montana". Also amend in Section 1 by striking out lines 78 to 87 inclusive. And as so amended, recommend the bill be concurred in.

That consideration of H. B. No. 253 be passed for the day.

That H. B. No. 407 be concurred in.

That consideration of H. B. No. 410 be passed for the day.

That H. B. No. 35 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Judiciary: That H. B. No. 4 be concurred in.

Committee on Judiciary: That H. B. No. 7 be not concurred in.

Committee on Judiciary: That H. B. No. 25 be not concurred in.

Committee on Judiciary: That H. B. No. 29 be not concurred in.

Committee on Judiciary: That H. B. No. 34 be concurred in.

Committee on Judiciary: That H. B. No. 37 be not concurred in.

Committee on Judiciary: That H. B. No. 38 be not concurred in.

Committee on Judiciary: That H. B. No. 41 be not concurred in.

Committee on Judiciary: That H. B. No. 42 be not concurred in.

Committee on Judiciary: That H. B. No. 45 be not concurred in.

Committee on Judiciary: That H. B. No. 46 be not concurred in.

Committee on Judiciary: That H. B. No. 47 be not concurred in.

Committee on Military Affairs: That H. B. No. 436 be amended in Section 1, line 15, after the word, "dollars", by adding: "unless such female be an honorably discharged nurse who shall have served in the army or navy of the United States", and as so amended, recommend same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report we have this day presented to His Excellency the Governor, the following House Bills: 82, 214, 361, 392 and 425. Dated February 28, 1931, 5:45 p.m.

HENDERSON, Chairman.

MOTIONS AND RESOLUTIONS

Moved by Fairgrieve that all Senate amendments to appropriation bills be typewritten and placed upon the desks of members. Motion seconded, carried and so ordered.

Moved by Leavitt that a Conference Committee be appointed to act on S. B. No. 45. Motion seconded and carried. The Speaker thereupon appointed: Quamme of Pondera, Sample of Dawson, Freed of Petroleum.

The following Resolution was read at length and on motion by Arnold (Stillwater), adopted:

HOUSE RESOLUTION No. 4, introduced by Arnold (Stillwater), Waite, and Nelstead:

WHEREAS, supplies and other equipment belonging to the State of Montana for the use of the Legislative Assembly has been removed, lost and damaged between Sessions of the Legislative Assembly by other departments and persons, causing an expense to the next Session of the Legislative Assembly;

NOW, THEREFORE, BE IT RESOLVED, by the House of the Twenty-second Legislative Assembly, that the Sergeant-at-Arms of the House be directed to make a complete inventory of all the furniture, typewriters, supplies and other equipment belonging to the State of Montana for the use of the Legislative Assembly and to cause all of said property to be checked in to the Custodian of the Montana State Capitol, who, after giving his receipt therefor, shall cause same, other than furniture, to be stored and locked in a room in the Capitol Building, the House supplies being kept separate from the Senate property. The House furniture shall remain in the House Assembly Hall, Office and Committee Rooms and shall not be removed therefrom, and the inventory shall describe the furniture in each room or hall of the House; and

BE IT FURTHER RESOLVED, that the House property remain in said rooms until the next meeting of the Legislative Assembly and that the same shall not be removed or used by any other department or person for any period of time whatsoever. That copies of the inventory so made shall be filed with the State Purchasing Agent, Custodian, Sergeant-at-Arms of the House and Chief Clerk of the House, and the inventory shall be checked back to the Sergeant-at-Arms of the House at the time of the next meeting of the Legislative Assembly.

THIRD READING OF SENATE BILLS

Sub. S. B. No. 55, introduced by Committee on Roads and Highways, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Gordon, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Arnold (Stillwater), Blewett, Burrell, Dougherty, Erickson, Goodwin, Grabow, Knight, Lillis, Logan, Meyer, O'Connell, O'Day, Roll, Ryder, Swope, Watson (Meagher). Total 17.

S. B. No. 80, introduced by Committee on Stock Growing & Grazing, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Gordon, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: Sheffer. Total 1.

Absent and not voting: Arnold (Stillwater), Benjamin, Blewett, Burrell, Dougherty, Erickson, Goodwin, Grabow, Knight, Meyer, O'Connell, O'Day, Pappin, Roll, Ryder, Swope, Watson (Meagher). Total 17.

S. B. No. 101, introduced by Fenton, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Burrell, Darlington, Ekegren, Erickson, Goodwin, Knight, Logan, Meyer, O'Connell, O'Day, Pappin, Parker, Roll, Ross, Swope, Watson (Meagher). Total 15.

S. B. No. 126, introduced by Walker, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: Waring. Total 1.

Absent and not voting: Darlington, Erickson, Fairgrieve, Goodwin, Henderson, Hodgskiss, Knight, Logan, Mason, Moss, O'Connell, O'Day, Pappin, Roll, Ryder, Swope. Total 16.

S. B. No. 31, introduced by Rowland, Fenton, Parkin and Higbie, by request, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Burrell, Coffee, Cole, Cooney, Cranston, Doran, Dunn, Finlen, Gordon, Grabow, Graff, Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lewis, Manning,

Martin, Mason, McDermott, McFarland, Metlen, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, Pauly, Quamme, Replogle, Rigg, Sal-yerds, Schilling, Shannon, Southmayd, Spangler, Stewart, Tinsley, Troy, Ueland, Andrew, Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 61.

Noes: Benjamin, Budas, Casey, Chapman, Curran, Dellwo, Dougherty, Ekegren, Fairgrieve, Freed, Green, Hagestad, Haight, Hamilton (Mussel-shell), Lillis, McCormack, Merriman, Parker, Porter, Rolph, Ross, Sheffer, Ueland, R. R., Waring. Total 24.

Absent and not voting: Darlington, Erickson, Goodwin, Henderson, Hodgskiss, Knight, Logan, Meyer, O'Connell, O'Day, Pappin, Roll, Ryder, Sample, Sullivan, Swope. Total 16.

House reverted to Order of Business No. 8.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Schilling of Missoula in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration S. B. Nos. 30, 87, 41, 13, 32, 50, 59, 94, Senate amendments to H. B. Nos. 107, 190, 209, 243, 231, 365, 393, respectfully recommend:

That S. B. No. 30 be amended as follows: Amend Section 2 by inserting in line 10 of the printed bill after the word "medicines" the following: "comma", fungicides, insecticides and germicides for agricultural or horticultural uses"; that S. B. No. 30, as amended, be concurred in.

S. B. No. 87 be amended as follows: Amend Section 1 by striking out in line 2 the word "three" and inserting in lieu thereof the word, "one"; amend S. B. No. 87 by inserting a new section to be known as "4A" following line 48 of Section 4 and before line 1 of Section 5 on page 3 of the printed bill, and that the said new section read as follows: "Section 4A. When a petition praying that any established horse herd district be dissolved is filed with the County Clerk and Recorder of the County wherein such district has been established, and it is set forth therein that such petition is signed by the owners or possessors of fifty-five (55%) per cent, or more of the lands lying within such district, the said County Clerk and Recorder shall call such petition to the attention of the Board of County Commissioners of the County at its next regular meeting; and at said meeting by its order the said Board shall set such petition for hearing at a specified time on a day certain of which notice shall be given by publication at least once in each week, for three successive weeks in some newspaper of general circulation in the County. At the time fixed for hearing the Board of County Commissioners shall first require proof of publication of the notice of said hearing to be made and thereafter shall consider the petition and hear all interested parties. At the conclusion of any such hearing if the Board of County Commissioners shall find that notice of the hearing has been given in the manner and for the time prescribed herein and that the owners or possessors of fifty-five per cent (55%), or more of the lands lying within such herd district have signed the petition and request that such district be dissolved, then the said Board shall forthwith spread such findings upon its minutes and thereupon shall enter an order in terms that by reason of such findings and of the proceedings had upon such petition the said horse herd district is thereby dissolved. Forthwith upon making and entry of any such order aforesaid the horse herd district affected thereby shall be dissolved for all purposes thereafter". Amend the title of S. B. No. 87 by striking out the period and quotation marks following the word "horses" in line 8 of the printed bill and inserting in lieu

thereof a colon and add the following words: "And providing for the dissolution of such districts"; that S. B. No. 87, as amended, be concurred in.

Consideration of S. B. Nos. 41, 13, 32, 50, 59, 94, Senate amendments to H. B. Nos. 107, 190, 209, 243, passed temporarily.

Senate amendments to H. B. No. 231 be concurred in.

Senate amendments to H. B. No. 365 be concurred in.

Senate amendments to H. B. No. 393 be concurred in.

SCHILLING, Chairman.

On motion by Schilling, report adopted.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 231, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Finlen, Freed, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 92.

Noes: Waring. Total 1.

Absent and not voting: Erickson, Fairgrieve, Graff, Henderson, Roll, Shannon, Swope, Waite. Total 8.

Senate amendments to H. B. No. 365, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Finlen, Freed, Gordon, Grabow, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Bechtel, Benjamin, Erickson, Fairgrieve, Goodwin, Graff, Green, Henderson, Minnick, Roll, Porter, Ross, Shannon, Swope. Total 14.

Senate amendments to H. B. No. 393, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan,

Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Benjamin, Buck, Doran, Erickson, Fairgrieve, McCormack, Meyer, Minnick, Ryder, Roll, Shannon, Swope. Total 12.

House reverted to Order of Business No. 9.

THIRD READING OF SENATE BILLS

S. B. No. 87, introduced by Stock Growing & Grazing Committee, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Miller, Morris, Murphy, Nestead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Ross, Salyerds, Sample, Schilling, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Freed, Sheffer. Total 2.

Absent and not voting: Benjamin, Erickson, Fairgrieve, Kruse, Metlen, Meyer, Minnick, Moss, Roll, Rolph, Ryder, Shannon, Swope, Waring. Total 14.

S. B. No. 30, introduced by Holt, Delaney and Kulbach, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Finlen, Goodwin, Gordon, Grabow, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nestead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Replogle, Rigg, Salyerds, Sample, Southmayd, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Waite, Watson (Meagher), Willard, Woodcock. Total 70.

Noes: Adair, Cole, Freed, Green, Hagestad, Haverfield, Lewis, Logan, Martin, Quamme, Ross, Schilling, Sheffer, Spangler, Vollmer, Waring, Watson (Missoula), Wilson, Mr. Speaker. Total 19.

Absent and not voting: Benjamin, Buck, Erickson, Fairgrieve, Graff, Haight, Minnick, Roll, Rolph, Ryder, Shannon, Swope. Total 12.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Blewett of Silver Bow in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate Bills No. 41, 13, 32 respectfully recommend:

That consideration of S. B. No. 41 be passed temporarily.

S. B. No. 13 be concurred in.

S. B. No. 32, amended as follows: By inserting in Section 1 before the figures "8607" in line 3, the word, "Section"; amend Sections 2, 3, 4, by inserting the word "Section" before the figures giving the number of the Sections of Revised Codes"; that S. B. No. 32, as amended, be concurred in.

BLEWETT, Chairman.

On motion by Blewett, report adopted.

House reverted to Order of Business No. 7.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bill was introduced, read first and second time at length, and referred to Committee on Appropriations.

H. B. No. 452, by Committee on Appropriations: A Bill for an Act entitled: "An Act transferring the surplus of certain moneys appropriated in House Bills No. 2 and No. 447 of the Twenty-second Legislative Assembly of the State of Montana, to supplement the appropriation contained in said House Bills for the payment of per diem to the officers and attaches of said Legislative Assembly and appropriating said surplus for that purpose".

Moved by Leavitt that the House recess until 2:00 p.m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report we have this day presented to His Excellency the Governor, the following House Bills: Nos. 297, 286, 326, 343, 311, 450. Dated: March 2, 1931, 10:45 a.m.

HENDERSON, Chairman.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 387.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. B. No. 387 and thereupon signed the same.

REPORT OF SELECT COMMITTEE

The following report was received from a conference committee:

Mr. Speaker: We, your Conference Committee, having had under consideration Senate amendments to H. B. No. 235, A Bill for an Act entitled: "An Act to amend Section 6311 of the Revised Codes of Montana of 1921 as amended by Chapter 84 of the Laws of the Twenty-first Legislative Assembly of the State of Montana of 1929 relating to payments of death benefits to beneficiary in benefit certificates issued by fraternal benefit societies, and providing regulations relative thereto", beg leave to report as follows: That Senate amendment on line 19, Section 1 of the typewritten bill be amended by adding to said amendment after the word "living" the following words "and in any event to a trustee or trust company". And by striking out the period after the

word "living" in said amendment and substituting a comma therefore; and as amended that the House concur in Senate amendment.

Senate:

CHAMPBELL
CHURCH
WILLIS

House:

RYDER
HANSON
BURKE

Moved by Ryder that report be adopted.

CONFERENCE COMMITTEE REPORT EXPLANATION

Explanation to Report on Senate Amendments to H. B. No. 235:

The following words were added to the amendment "and in any event to a trustee or trust company". On roll call the report was adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Buck, Burrell, Finlen, Goodwin, Knight, Meriman, Pappin, Roll, Ross, Salyerds, Swope. Total 11.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 452, a Bill for an Act entitled: "An Act transferring the surplus of certain moneys appropriated in House Bills No. 2 and No. 447 of the Twenty-second Legislative Assembly of the State of Montana, to supplement the appropriation contained in said House Bills for the payment of per diem to the officers and attaches of said Legislative Assembly and appropriating said surplus for that purpose," respectfully report as follows: That H. B. No. 452 do pass.

LOGAN, Chairman.

On motion by Logan, report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration S. B. No. 99, a Bill for an Act entitled: "An Act to amend Section 4541 Revised Codes of Montana, 1921, providing for the burial of deceased soldiers, sailors, and marines and providing that the Act shall not apply to such soldiers, sailors or marines as may hereafter die in the State Soldiers' Home in this state, and to those who are not legal residents in this state," respectfully report as follows: That S. B. No. 99 be concurred in.

KRUSE, Chairman.

On motion by Kruse, report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration S. B. No. 117, a Bill for an Act entitled: "An Act prohibiting the State Board of Examiners and the State Auditor

from paying an increase of salaries to any appointive state officers or other employees of the state," respectfully report as follows: That S. B. No. 117 be not concurred in.

DARLINTON, Chairman.

On motion by Darlinton, report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration S. B. No. 106, a Bill for an Act entitled: "An Act providing for the classification and basis upon which taxes shall be imposed upon all lands, town and city lots, and upon grains and seeds," beg to report as follows: That S. B. No. 106 be placed on General Orders without recommendation.

NELSTEAD, Chairman.

On motion by Nelstead, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of Special Order of Business, S. B. No. 107. Motion seconded and carried.

Hanson of Valley in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration S. B. No. 107, respectfully recommend:

That S. B. No. 107 be amended as follows:

Amend Section 1 of the bill by adding after the word "Montana" in line 15 of the printed bill, being after the last word of Section 1 of the original bill, the following: "Investment companies as herein defined, who have been engaged in the business of selling personal service contracts, as above defined, for more than 6 months prior to the effective date of this Act, upon filing their financial statements duly verified and sworn to as of March 1st, 1931, and paying of filing fees required therefor, shall have authority to continue to sell such contracts for not longer than ninety days from the effective date hereof, provided, however, nothing herein shall be construed as preventing the Investment Commissioner from revoking any such authority, in like manner and for like cause as licenses or permits are revoked by him."

Amend Section 2 by inserting in line 7 after the word "contracts," the words: "diversified trustee shares, fixed investment trusts, selected shares corporations."

Amend S. B. No. 107 by inserting a new section to be known as Section 5 which shall read as follows: "This Act shall be in full force and effect from and after its passage and approval."

That S. B. No. 107, as amended, be concurred in.

HANSON, Chairman.

On motion by Hanson, report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 13, introduced by Pauline, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cooney, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead,

Nyquist, O'Connell, O'Day, Parker, Pauly, Quamme, Rigg, Rolph, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 83.

Noes: Cole, Cranston, Haight, Lillis, Porter, Waring, Wilson. Total 7.

Absent and not voting: Adair, Freed, Goodwin, Merriman, Pappin, Replogle, Roll, Ross, Ryder, Stewart, Swope. Total 11.

S. B. No. 32, introduced by Campbell and Willis, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lillis, Lewis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Erickson, Goodwin, Green, Hagestad, Haight, Merriman, Meyer, Minnick, Pappin, Parker, Roll, Stewart, Swope. Total 13.

S. B. No. 107, introduced by Keeley, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nelstead, Nyquist, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Spangler, Sullivan, Tinsley, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 81.

Noes: Ryder, Shannon, Troy. Total 3.

Passed vote: Adair, Woodcock. Total 2.

Absent and not voting: Bechtel, Benjamin, Erickson, Goodwin, Haight, Merriman, Minnick, O'Connell, Pappin, Roll, Southmayd, Stewart, Swope, Waring, Watson (Meagher). Total 15.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Hamilton of Musselshell in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate Bills Nos. 41, 50, 59, 94, respectfully recommend:

That S. B. No. 41 be concurred in as amended.

Consideration of S. B. No. 50 passed temporarily.

S. B. No. 59 be not concurred in.

S. B. No. 94 be concurred in.

HAMILTON, Chairman.

Moved by Hamilton that report be adopted. Moved by Ryder that S. B. No. 59 be segregated from the report and roll call requested thereon.

On motion to segregate S. B. No. 59, motion carried by the following vote:

Ayes: Adair, Bechtel, Brown (Gallatin), Buck, Budas, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Goodwin, Grabow, Graff, Green, Hamilton (Phillips), Hanson, Hodgskiss, Knight, Leavitt, Lewis, Lillis, Logan, Mason, McCormack, Metlen, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Pauly, Quamme, Rigg, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Mr. Speaker. Total 63.

Noes: Arnold (Rosebud), Blewett, Casey, Fairgrieve, Finlen, Freed, Gordon, Hagestad, Hamilton (Musselshell), Haverfield, Jarrett, Kruse, Manning, Martin, McDermott, McFarland, Meyer, Miller, Replogle, Rolph, Sullivan, Tinsley, Wilson, Woodcock. Total 24.

Absent and not voting: Arnold (Stillwater), Benjamin, Brown (Cascade), Cranston, Dellwo, Erickson, Haight, Henderson, Merriman, Pappin, Porter, Roll, Swope, Vollmer. Total 14.

Report adopted on motion by Hamilton.

On request by Leavitt S. B. No. 106 was made a Special Order of Business for Tuesday, March 3, 1931, at 2:00 p. m.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Ross that the House reconsider its action on Senate amendments to H. B. No. 247. On standing vote, ayes 41, noes 33, motion carried.

House reverted to Order of Business No. 5.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communication was received from the Governor:

State of Montana, Office of the Governor,
Helena, March 2, 1931.

The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have approved the following House measures:

H. B. No. 447—Appropriation for officers and attaches of the Twenty-second Assembly.

H. B. No. 163—Appropriation for John H. Gillis.

H. B. No. 192—Relating to the recording of trademarks.

H. B. No. 242—Relating to actions quieting title to real estate.

H. B. No. 258—Permitting attachment of interests in estates.

H. B. No. 273—Defining a public school.

H. B. No. 284—Relating to mutual hail insurance.

H. B. No. 309—Relating to escheated estate moneys.

H. B. No. 355—Relating to powers of district judges in chambers.

Sub. H. B. No. 64—Relating to life and accident policy contracts.

Sub. H. B. No. 103—Relating to abandonment of school districts.

H. J. M. No. 6—Relating to tuberculosis on Indian reservations in Montana.

H. J. M. No. 9—Relating to stabilization of the silver market.

H. J. M. No. 10—Relating to liquidation and refinancing of agricultural indebtedness.

H. B. No. 296—Relating to determination of coal mine and coal dealers' license taxes due the state.

H. B. No. 305—Relating to taxation of property of freight line companies.

H. B. No. 327—Relating to apiculture in Montana.

H. B. No. 330—Relating to herd districts.

H. J. R. No. 6—Relating to Muster Day.

H. J. R. No. 9—Relating to the St. Lawrence seaway.

H. B. No. 82—Relating to collection of taxes.

H. B. No. 214—Creating an irrigation code commission.

H. B. No. 361—Relating to confiscation of vehicles.

H. B. No. 392—Protection for forests and forest lands.

H. B. No. 425—Providing when attachment may issue.

J. E. ERICKSON, Governor.

THIRD READING OF SENATE BILLS

S. B. No. 41, introduced by Committee on Banks and Banking, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Curran, Darlington, Dellwo, Doran, Dougherty, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, Metlen, Meyer, Miller, Morris, Murphy, Nyquist, O'Day, Pauly, Rigg, Roll, Ryder, Salyerds, Sample, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland (Andrew), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 70.

Noes: Buck, Dunn, Ekegren, Fairgrieve, Freed, Hagestad, Hamilton (Musselshell), Kruse, McCormack, Moss, Parker, Porter, Quamme, Ross, Sheffer, Ueland (R. R.). Total 16.

Absent and not voting: Coffee, Cranston, Erickson, Haight, Hamilton (Phillips), McDermott, McFarland, Merriman, Minnick, Nelstead, O'Connell, Pappin, Repogle, Rolph, Swope. Total 15.

S. B. No. 94, introduced by Holt, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Miller, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Parker, Pauly, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Stewart, Sullivan, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Coffee, Dougherty, Erickson, Freed, Graff, Hamilton (Phillips), Haverfield, Merriman, Meyer, Minnick, Nelstead, Pappin, Porter, Repogle, Spangler, Swope, Vollmer. Total 17.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of Senate amendments to House Bills Nos. 190, 209, 243, on General Orders. Motion seconded and carried.

R. R. Ueland of Sheridan in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to House Bills Nos. 190, 209, 243, respectfully recommend:

That Senate amendments to H. B. No. 209 be not concurred in and a conference committee requested.

Senate amendments to H. B. No. 243 be not concurred in and conference committee requested.

Senate amendments to H. B. No. 190 be not concurred in and conference committee requested.

R. R. UELAND, Chairman.

On motion by Ueland, report adopted.

House reverted to Order of Business No. 5.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communication was received from the Senate:

Helena, March 2, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion, duly made and seconded, the Senate requests the return of H. B. No. 107 from the House for further consideration. Also, the Senate further requests, on motion duly made and seconded, the return of H. B. No. 368 for further consideration.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the request of the Honorable Senate for the return of House Bills Nos. 107 and 368, be granted. Motion seconded and carried.

The Speaker gave notice that he was about to sign Sub. S. B. Nos. 23 and 26, S. B. Nos. 74, 105, 33, 63, 85, 98, S. J. R. No. 3, S. B. No. 15, Sub. S. B. No. 10, Sub. S. B. No. 91, S. J. M. No. 5, S. J. M. No. 6, S. B. Nos. 108, 130, 127, and thereupon signed the same.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Education, having had under consideration S. B. No. 92, introduced by Rowland, a Bill for an Act entitled: "An Act amending Section 1015 of the Revised Codes of Montana, 1921, as amended by Chapter 122 of the 18th Legislative Assembly, 1923, prescribing the duties of trustees of public schools and particularly amending Subdivision 7 of said section regulating the rental of school buildings and Subdivision 11 relating to the employment of a physician or registered nurse to make inspections as to sanitary conditions and amending all Acts and parts of Acts in conflict herewith," respectfully report as follows: That S. B. No. 92 be concurred in.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration S. B. No. 102, introduced by Eaton, a Bill for an Act entitled: "An Act to amend Section 1005 of the Revised Codes of Montana of 1921, relating to the organization of the Board of School Trustees, respectfully report as follows: That S. B. No. 102 be not concurred in.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

Moved by Leavitt that the House recess subject to the call of the chair. Motion seconded and carried.

HOUSE RESUMED

House resumed at 5:45 p. m., pursuant to recess.

Mr. Speaker in the chair.

The Speaker announced the appointment of the following conference committees:

To act on H. B. No. 209—Logan of Yellowstone, Tinsley of Madison and Pauly of Powell.

To act on H. B. No. 190—Kruse of Garfield, Brown of Cascade and Rigg of Hill.

To act on H. B. No. 243—Green of Dawson, Arnold of Rosebud and Swope of Broadwater.

Moved by Leavitt that the House adjourn until Tuesday, March 3, 1931, at 10:00 a. m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

FIFTY-EIGHTH DAY

House of Representatives,
Helena, Montana, March 3, 1931.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Mason (Lewis and Clark), Erickson, Swope, excused on account of illness.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 57th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report we have this day presented to his Excellency, the Governor, the following House Bill: No. 387. Dated: March 2nd, 1931, 4:10 p. m.

HENDERSON, Chairman.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 231, 365, 393.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign House Bills Nos. 231, 365, 393, and thereupon signed the same.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:

Mr. Speaker: We, your Conference Committee appointed to consider Senate amendment to H. B. No. 50; A Bill for an Act entitled: "An Act to amend Sections 3696 and 3697 of the Revised Codes of the State of Montana, 1921, as amended by Chapter 192 of the Laws of the 19th Legislative Assembly of the State of Montana, 1925, and again amended by Chapter 59 of the Laws of the 20th Legislative Assembly of the State of Montana, 1927, relating to open season for elk and deer", respectfully report and recommend as follows: Amend by striking out the word "its" in line 71, page 3 of the printed bill and insert in lieu thereof the word "his"; amend by striking out the word "its" in line 90, page 3 of the printed bill and insert in lieu thereof the word "his"; amend Senate Committee Amendment that reads: "Amend in line 13, page 6, original bill" by inserting therein after the word "Lincoln" the words "Granite, Powell"; amend Senate Amendment Section 3, line 4, by striking out the words: "of or within one-half mile of the city or town limits"; that the Senate recede from its amendment to line 23, page 2 of the original bill; that all other Senate Amendments be concurred in.

Senate:

McCORMACK,
SHELVER,
DUNCAN.

House:

ARNOLD (Stillwater),
DELLWO,
DOUGHERTY.

Explanation—Conference Committee Report on H. B. No. 50, changes printed bill as follows:

1. Closes Jefferson County to elk shooting.
2. Closes Teton, Daniels and Fergus Counties to deer shooting.
3. The open season for deer in the Counties of Mineral, Sanders, Flathead, Lincoln, Missoula, Ravalli, Granite and Powell is changed to open and close ten days later.
4. Madison and Gallatin Counties are placed under the provisions of the buck law.
5. Prohibits the shooting of deer or elk within the limits of any city or town."

Moved by Arnold (Stillwater) that the report be adopted.

On roll call report adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dunn, Ekgren, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: Hamilton (Musselshell). Total 1.

Absent and not voting: Benjamin, Dellwo, Doran, Dougherty, Erickson, Finlen, Haight, Mason, Merriman, Metlen, Moss, O'Connell, Replogle, Ryder, Shannon. Total 15.

Mr. Speaker: We, your Conference Committee, appointed to consider Senate amendments to H. B. No. 96, introduced by Committee on Horticulture, A Bill for an Act entitled: "An Act to fix the standard grades of

apples, defining same; the standard size of apple box: regulating the sale of apples: providing for marking of containers and providing penalties for violation thereof and repealing chapter 276 of the Revised Codes of Montana, 1921, as amended by Chapter 118 of the Session Laws of 1923 and Chapter 81 of the Session Laws of 1925", respectfully report and recommend as follows: That Senate amendments to H. B. No. 96, be concurred in.

For the House:

ROLL,
DOUGHERTY,
MARTIN.

For the Senate:

KANE,
TOWER,
SPARLING.

Moved by Roll that report be adopted.

On roll call report adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Dougherty, Erickson, Finlen, Green, Hagestad, Haight, Mason, Merriman, Metlen, Replogle, Ryder, Schilling, Swope. Total 13.

Mr. Speaker: We, your Conference Committee on S. B. No. 45, recommend as follows: Concur in House amendment to Section 1, line 17, printed bill; in line twenty printed bill insert after the word "be" the words "treated or" and add after the word "distillate" the following words: "not coming within above grades"; concur in House amendments to lines 22 to 25 of printed bill; renumber Section 2 of original bill to be Section 3.

Senate:

HIMSL,
SPARLING,
PLANK.

House:

QUAMME,
FREED,
SAMPLE.

Moved by Quamme that report be adopted.

On roll call report adopted by the following vote:

Ayes: Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Sullivan,

Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Adair, Blewett, Dougherty, Erickson, Finlen, Green, Mason, Merriman, Metlen, Replogle, Ryder, Schilling, Swope. Total 13.

Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, beg leave to report the following bill correctly printed: H. B. No. 452.

NYQUIST, Chairman.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration S. B. No. 89, introduced by Committee on Counties and Towns, A Bill for an Act entitled: "An Act providing for a budget system for making and controlling city estimates, tax levies and expenditures, fixing the fiscal year for cities under such budget system, providing penalties for violations of this Act, and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That S. B. No. 89, be concurred in.

TROY, Chairman.

On motion by Troy, report adopted.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration S. B. No. 114, introduced by Himsl, A Bill for an Act entitled: "An Act relating to the consolidation of banks and providing for operation of offices after consolidation", respectfully report as follows: That S. B. No. 114, be concurred in.

MANNING, Chairman.

Moved by Manning that report be adopted.

Substitute motion by Meyer that report be made to read, do not concur in S. B. No. 114, lost on standing vote, and report adopted on motion by Manning.

Mr. Speaker: We, your Committee on Banks and Banking, having had under consideration S. B. No. 40, introduced by Committee on Banks and Banking, A Bill for an Act entitled: "An Act prohibiting the wilful and malicious uttering or publishing of false statements against any bank or trust company and providing a penalty therefor," respectfully report as follows: That S. B. No. 40, be amended as follows: Amend the title by inserting in line 3 of the original bill after the words, "Trust Company" and before the word "and", the words "Co-operative Marketing Association"; and amend Section 1, line 6, of the original bill by inserting after the words "Trust Company" and before the word "doing" the words "Co-operative Marketing Association"; and further amend Section 1, line 8, of the original bill by striking out after the word "rumor" all the remainder of the section, and inserting in lieu thereof the following "shall be punished by a fine of not less than \$100.00 or more than \$500.00, or imprisonment in the county jail for not less than thirty days or more than six months, or by both such fine and imprisonment," and as amended, recommend that S. B. No. 40 be concurred in.

MANNING, Chairman.

Moved by Manning that report be adopted.

Substitute motion by Meyer that report be made to read, do not concur in S. B. No. 40, lost on standing vote and report adopted on motion by Manning.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR
AND SENATE

The following communications were received from the Governor, as of Date March 3, 1931, and from the Senate, as of date March 2, 1931:
The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have this day approved House Bill No. 450, the State Highway Treasury Anticipation Debenture Act.

J. E. ERICKSON, Governor.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 246 was this day read three several times and concurred in as amended, title agreed to and bill is herewith returned to the House.

Senate Committee on Counties and Towns amendments to H. B. No. 246:

Amend title by striking out the words, "calendar year ending December 31, 1930," and inserting in lieu thereof the words, "fiscal year ending June 30, 1931." Amend Section 1 by striking out of line 10, page 1, engrossed bill, the words, "at the end of the calendar year 1930" and inserting in lieu thereof the words, "at the close of the fiscal year ending June 30, 1931"; amend Section 1 by striking out of lines 18 and 19, page 1, engrossed bill, the words, "during the balance of the current fiscal year and"; amend Section 1 by striking out in line 20, page 1, engrossed bill, the word "must" and inserting in lieu thereof the word, "may"; amend Section 1 by striking out of line 9, on page 3, engrossed bill, the word, "must" and inserting in lieu thereof the word, "may".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 254 was this day read three several times and concurred in as amended, title agreed to and bill is herewith returned to the House.

Senate Committee on Compensation amendments to H. B. No. 254:

Amend by adding in line 8, page 2, original bill, after the word, "service" the words "farm, dairy, agricultural, viticultural or horticultural labor, in stock or poultry raising, except as hereinafter provided." Amend by striking out all of Section 2 of said bill and renumber the following Sections to conform thereto. Amend by adding the words, "or chiropractor", after the word, "hospital", in line 23, page 2, original bill. Amend by adding the words, "or chiropractor duly licensed to practice his profession in the State of Montana," after the word, "surgeon", in line 26, page 2, original bill.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, titles agreed to, and bills are herewith returned to the House:

H. B. No. 357.

H. B. No. 382.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence, reports adopted, and bills are herewith returned to the House: H. B. No. 176; H. B. No. 241; H. B. No. 366.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence, reports adopted, and bills are herewith returned to the House: H. B. No. 7, H. B. No. 25, H. B. No. 29, H. B. No. 37, H. B. No. 38, H. B. No. 41, H. B. No. 42, H. B. No. 45, H. B. No. 46, H. B. No. 47.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Labor and Capital: That House Substitute for S. B. No. 81 be returned without recommendation.

Committee on Elections and Privileges: That H. B. No. 176 be not concurred in.

Committee on Agriculture: That H. B. No. 197 be amended by inserting in line 13, Section 1, after the word "effect" the words: "nor shall it apply to bone meal manufactured in Montana from sun-cured prairie bones"; and as so amended, recommend the bill be concurred in.

Committee on Banks and Banking: That H. B. No. 198 be amended in line 27, original bill, by striking out the word "with" and substituting the word "without"; and as so amended, recommend the bill be concurred in.

Committee on Sanitary Affairs: That H. B. No. 241 be not concurred in.

Committee on Banks and Banking: That H. B. No. 322 be concurred in.

Committee on Banks and Banking: That H. B. No. 323 be concurred in.

Committee on Banks and Banking: That H. B. No. 426 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 325 be concurred.

That H. B. No. 168 be concurred in.

That Sub. H. B. No. 216 be concurred in.

That consideration of H. B. No. 95 be passed for the day.

That H. B. No. 363 be concurred in.

That H. B. No. 440 be concurred in.

That consideration of H. B. No. 158 be passed for the day.

That H. B. No. 282 be concurred in.

That H. B. No. 446 be concurred in.

That H. B. No. 396 be concurred in.

That H. B. No. 413 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 253 be amended in Section 81 by adding to said section the following: "provided further that the County Superintendent shall not authorize any transfer of funds to high schools outside the State of Montana"; also amend in Section 82 by striking out in the Senate amendment the words and figures "fifty (50) cents" and inserting in lieu thereof the words "not more than seventy-five (75) cents per day per

student, to be based on the operating cost in the district accepting the students." Also amend Senate committee amendment in Section 86 by striking out in line 4 of the amendment after the word "mills" the remainder of the section, and inserting in lieu thereof the words "unless the Board of Trustees of a district high school or County Commissioners of a county having a county high school is authorized by the electors of the district or county as the case may be, at a general election to increase such levy." Also amend in Section 86 by adding in line 13 after the word "tax" the following: "In counties having a county high school which does not own a high school building, the County Commissioners, at the request of the Board of Trustees of such county high school, may in addition to all other high school taxes, levy a tax not exceeding one-half ($\frac{1}{2}$) of a mill for the purpose of creating building fund for the erection of buildings for the use of said county high school." Also amend in Section 89 by inserting in line 7 after the word "therein" the following: "and shall be in addition to the regular budget for maintenance." And as so amended, recommend same be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows: That H. B. No. 410 be referred to the Judiciary Committee.

That H. B. No. 28 be concurred in.

That H. B. No. 348 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Waring of Yellowstone in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to House Bills Nos. 247, 246, 254, respectfully recommend:

That Senate amendments to H. B. No. 247 be not concurred in and that a conference committee be requested.

Senate amendments to H. B. No. 246 be not concurred in and a conference committee be requested.

Senate amendments to H. B. No. 254 be not concurred in and a conference committee be requested.

WARING, Chairman.

On motion by Waring, report adopted.

The House reverted to Order of Business No. 5.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE

The following communications were received from the Senate as of date March 3, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 107 which was returned to the Senate for further consideration, was this day, on motion, returned to the House, further consideration having been dispensed with.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the request of the House for the appointment of a conference committee was this day granted, and the President thereupon appointed the following Senators, to act with a like committee from the House, for the consideration of Senate amendments to the following bills:

H. B. No. 190: Staggs, Thien, Church.

H. B. No. 209: Smith (Custer), Stoutenburg, Plank.

H. B. No. 243: Cowan, Schnitzler, Walker.

Very truly,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

O'Connell of Silver Bow in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to H. B. No. 107, respectfully recommend:

That Senate amendments to H. B. No. 107 be not concurred in and a conference committee requested.

O'CONNELL, Chairman.

On motion by O'Connell. report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

O'Connell of Silver Bow in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate Bills Nos. 50, 99, 59, 92, respectfully recommend:

That consideration of S. B. No. 50 be passed for the day.

S. B. No. 99 be concurred in.

S. B. No. 59, consideration passed temporarily.

S. B. No. 92 be concurred in.

S. B. No. 59 be concurred in.

O'CONNELL, Chairman.

On motion by O'Connell. report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 99, introduced by Committee on Military Affairs, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burrell, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, McCormack, McDermott, McFarland, Mer-

riman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Salyerds, Schilling, Shannon, Sheffer, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Darlinton, Dougherty, Erickson, Finlen, Hodgskiss, Logan, Mason, Pappin, Pauly, Ross, Ryder, Sample, Southmayd, Swope, Tinsley, Watson (Meagher). Total 16.

S. B. No. 59, introduced by Schnitzler, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Curran, Darlinton, Doran, Dunn, Ekegren, Fairgrieve, Graff, Green, Hanson, Henderson, Knight, Leavitt, Lewis, Lillis, Manning, McDermott, Merriman, Meyer, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Quamme, Rigg, Roll, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Vollmer, Waite, Waring, Watson (Missoula), Willard, Mr. Speaker. Total 62.

Noes: Benjamin, Cranston, Freed, Goodwin, Gordon, Grabow, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Haverfield, Jarrett, Kruse, Martin, McCormack, McFarland, Metlen, Miller, Morris, Porter, Replogle, Rolph, Shannon, Wilson, Woodcock. Total 25.

Absent and not voting: Dellwo, Dougherty, Erickson, Finlen, Hodgskiss, Logan, Mason, Pappin, Pauly, Ryder, Swope, Tinsley, Ueland (R. R.), Watson (Meagher). Total 14.

S. B. No. 92, introduced by Rowland, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Doran, Dunn, Ekegren, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Jarrett, Knight, Leavitt, Lewis, Lillis, Martin, McCormack, McDermott, Merriman, Metlen, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Parker, Quamme, Replogle, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland, Andrew; Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 78.

Noes: Fairgrieve, Haverfield, Kruse, Manning, McFarland, Meyer, Porter, Woodcock. Total 8.

Absent and not voting: Dellwo, Dougherty, Erickson, Finlen, Hodgskiss, Logan, Mason, Morris, Pappin, Pauly, Salyerds, Swope, Tinsley, Ueland, R. R., Watson (Meagher). Total 15.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the Honorable Senate be requested to return to the House, Senate Bill No. 102. Motion seconded and carried.

The Speaker announced the following conference committees: To act on H. B. No. 243: Substitute Nyquist of Valley vice Swope of Broadwater, who is ill, to act on H. B. No. 247: Parker of Flathead, Shannon of Sanders and Salyerds of Fergus; to act on H. B. No. 254: Fairgrieve of Carbon, Doran of Silver Bow and Haverfield of Big Horn; to act on H. B. No. 246: Ross of Blaine, Cranston of Fergus and Andrew Ueland of Sheridan; to act on H. B. No. 107: Waite of Powder River, Replogle of Fergus and Brown of Gallatin.

Moved by Leavitt that the House recess until 2:00 p. m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m., pursuant to recess.

Mr. Speaker in the chair.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Governor and Senate:

Helena, March 3, 1931.

The Speaker,
House of Representatives,
Helena.

I have the honor to advise you that I have this day approved House Bill No. 171, Relating to Drainage Districts.

J. E. ERICKSON, Governor.

Helena, March 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 253 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Amendments attached to original bill.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Hamilton of Musselshell that the House request the Honorable Senate to return Substitute H. B. No. 211. On standing vote, motion lost.

Moved by Leavitt that H. B. No. 452 be reported correctly printed and placed on General Orders. Motion seconded and carried.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 235, 357, 382.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign House Bills Nos. 235, 357, 382, and thereupon signed the same.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of Special Business on General Orders. Motion seconded and carried.

Morris of Deer Lodge in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration S. B. No. 106, respectfully recommend: That S. B. No. 106, be not concurred in.

MORRIS, Chairman.

On motion by Morris, report adopted.

The Speaker gave notice he was about to sign Senate Bills Nos. 77, 37, 72, 57, 88, and thereupon signed the same.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate as of date March 3, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the request of the House for the return of Senate Bill No. 102 was this day, on motion, granted, and Bill is herewith returned for further consideration.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day refused to concur in House Amendments to S. B. No. 13, whereupon, on motion, the President of the Senate appointed the following Senators to act as a Conference Committee with a like Committee from the House for the consideration of said House amendments: Senator Pauline, Senator Stewart, Senator Donovan.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that at the request of the House, the Senate this day, on motion, appointed the following Senators to act as Conference Committees with like Committees from the House for the consideration of Senate amendments to House Bills as follows: H. B. No. 107: Reed, Campbell, Survant. H. B. No. 247: Kemmis, Thien, Donovan. H. B. No. 246: Parkin, Tower, Delaney. H. B. No. 254: Baker, Husband, Putnam.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, titles agreed to, and bills are herewith returned to the House: H. B. No. 28; H. B. No. 35; H. B. No. 325; Sub. H. B. No. 216; H. B. No. 348; H. B. No. 363; H. B. No. 405; H. B. No. 407; H. B. No. 440.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. H. B. No. 313 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee of the Whole amendments to Sub. H. B. No. 313: Amend Section 1 by striking out in lines 8 and 9 the words and figures, "Five Million (5,000,000)", and inserting in lieu thereof the words and figures, "Four Million (4,000,000)"; and striking out in lines 12 and 13 the words and figures, "Five Million (5,000,000)", and inserting in lieu thereof the words and figures, "Four Million (4,000,000)". Amend by adding at the end of Section 1 the following: "provided such additional special bridge fund herein provided for shall not be transferable to any other fund."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. J. R. No. 5 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee on Roads and Highways amendment to H. J. R. No. 5: amend by inserting after the word, "counties", in line 3, page

2, engrossed bill, same being line 23, page 1, printed bill, the following: "and the bridge at the so called Lismas site between Valley and Garfield Counties."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 282 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee on Education amendment to H. B. No. 282: amend Section 1 by striking out in line 1, page 2, original bill, all after the word "either", and all of line 2, and inserting in lieu thereof the following: "the State Examiner's office or by a public accountant approved by the State Examiner, and the report of such audit shall be filed with the County Superintendent not later than the first week in August."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 446 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House: Senate Committee on Finance and Claims amendments to H. B. No. 446: amend by striking out in Section 1, lines 11 and 12, the words and figures, "Sixteen Thousand Eight Hundred Dollars (\$16,800.00)", and substituting in lieu thereof the words and figures, "Twelve Thousand Eight Hundred Dollars (\$12,800.00)". Further amend Section 1 by striking out in lines 22 and 23 the words and figures, "Sixty-two Thousand Dollars (\$62,000.00)", and substituting in lieu thereof the words and figures, "Fifty-five Thousand Dollars (\$55,000.00)".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 324 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House: Senate Committee on Stockgrowing and Grazing amendments to H. B. No. 324: amend House Committee amendment, occurring in Section 2, page 2, line 21, original bill, by striking out the word, "raising", and inserting in lieu thereof the word, "breeding", and in line 22, by striking out the word, "raising", and inserting in lieu thereof the word, "breeding". Amend original bill by striking out of the House Committee amendment as it occurs in Section 3, line 28, after the word, "slaughtered", the words, "or sold at retail". Senate Committee of the Whole amendment to H. B. No. 324: amend in Section 2 by striking out in line 32 the word and figure, "six (6)", and inserting in lieu thereof the word and figure, "twenty-five (25)."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 270 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House.

Senate Committee on Fish and Game amendments to H. B. No. 270: Amend on line 25, page 1, original bill, by adding after the word "automobile" the words "or on or from any public highway in the State of Montana, or on or from any railroad right-of-way in the State of Montana."

Amend on line 2, page 2, original bill, by adding after the word "gun" the words "jack light or other artificial light."

Amend on line 3, page 2, original bill, by adding after the word "gun" the words "jack light or other artificial light." Amend on line 10, page 2, original bill, by striking out the word "shall" after the word "sail."

Senate Committee of the Whole amendments to H. B. No. 270: Amend in the committee amendment in line 25, page 1, by striking out the words "or on or from any railroad right-of-way in the State of Montana."

Amend in Section 1 by striking out lines 78 to 87 inclusive.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and the Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 269 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House.

Senate Committee on Fish and Game amendments to H. B. No. 269:

Amend in line 18, page 1, original bill, by striking out after the word "resident" the word "General" and inserting in lieu thereof the words "game birds and fishing."

After line 6 of Section 1, insert the following line: "Class A-A—Resident Big Game License"; and in the line following there shall be inserted the words "Class A-A-A—Resident Sportsmen's License."

Amend on line 2, page 2, original bill, by striking out the words and figures "Two Dollars and Fifty Cents (\$2.50)" and inserting in lieu thereof the words and figures "Two Dollars (\$2.00)."

Amend on line 5, page 2, original bill, by striking out after the word "possess" the word "game" and in the same line after the word "birds" striking out the words "and animals."

Amend on line 6, page 2, original bill, by adding after the word "Act" the following: "Said applicant if a resident of the State of Montana and a citizen of the United States, shall pay to the officer or person countersigning and issuing the license the sum of \$1.00 and shall obtain a license of Class A-A, which shall entitle the holder to pursue, hunt, shoot, kill, capture, take and possess, any of the game animals of this state as authorized by this Act, provided, however, that said applicant in order to obtain said Class A-A license, must be the owner and possessor of a Class A license, as herein above defined. Said applicant if a resident "Sportsman" of the State of Montana and a citizen of the United States, may pay to the officer or person countersigning and issuing the license the sum of \$5.00 as a license fee, and shall obtain a license of Class A-A-A, herein designated as a resident "Sportsmen's" license, which shall entitle the holder to pursue, hunt, kill, capture, take and possess game, game birds and game animals, and to fish with hook and line or rod in hand as authorized by this Act.

Amend on line 26, page 2, original bill, by striking out after the words and figures, "Class B-2" all the balance of that paragraph down to and including the word "Act," which occurs on line 31, page 2, original bill, and inserting in lieu thereof the words "which shall entitle the holder to pursue, hunt, shoot, kill, capture, take and possess game animals, as authorized by this Act."

Amend on line 14, page 3, original bill, by adding after the word "Act" the following: "to every license, whether issued to a resident, non-resident or alien, which authorizes the licensee to kill elk or deer in this state, there shall be attached to said license certain tags, coupons or other markers, the form of which shall be prescribed by the State Fish and Game Commission, and when any person shall take or kill any deer or elk under such license, such person shall immediately thereafter detach from his license, and attach in plain sight to the carcass of said animal or ani-

mals the proper tag, coupon or other marker, which said tag, coupon or other marker shall be kept attached thereto so long as any considerable portion of the carcass remains unconsumed. When the proper tag, coupon or other marker is so attached to the said game so killed, the same may be possessed, used, stored and transported, provided the necessary permit to transport the same accompanies the shipment. To said license to hunt or take elk or deer shall also be attached a card, which said card shall on or before the first day of January of the year following the date of the issuance of said license, be returned by the holder of said license to the Fish and Game Commission and a report made to said Commission of the game taken under said license and the place where the same was taken, it being the intent of this Act to require every licensee to make said report whether any game was taken under said license or not. It shall be unlawful and a misdemeanor punishable accordingly for any one killing any deer or elk under said license, to fail or neglect to attach the tag, coupon or other markers so provided by said license to any deer or elk killed by them immediately after the same had been killed or to fail to keep said tag, coupon or other marker attached to said deer or elk or portions thereof while the same is possessed by him."

Senate Committee of the Whole amendments to H. B. No. 269:

Amend in Section 2 by striking out in line 38, printed bill, all the matter after the word "provided" down to the period in line 39, and inserting in lieu thereof the following: "however that any alien who has resided in the state continuously for more than four years and has become legally domiciled shall be entitled to all of the benefits of Class A."

Amend in Section 2, printed bill, by striking out the period after the word "license" in line 46, and inserting in lieu thereof a comma, and adding the following: "provided that a boy who is a resident of the State of Montana for the period of one year, of the age of sixteen years or under, shall be granted a trapper's license for muskrat and mink upon the payment of the sum of one dollar, and provided further that he shall not be required to possess a Class A license."

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that S. B. No. 102 be taken from General Orders and re-referred to the Committee on Education. Motion seconded and carried.

Moved by Leavitt that a conference committee be appointed to act on S. B. No. 13, as requested by the Senate. Motion seconded and carried.

Whereupon the Speaker appointed the following: Sample of Dawson, O'Day of Cascade, and Fairgrieve of Carbon.

REPORTS OF SELECT COMMITTEE

The following report was received from a conference committee:

Mr. Speaker: We, your Conference Committee, having had under consideration Senate amendments to House Bill No. 209, respectfully report as follows:

That we concur with Senate amendments with the following exceptions:

Girls' Vocational School: By amending Section 1, page 2, line 26, printed bill, by striking out the words and figures Twenty-one Thousand Five Hundred Dollars \$21,500.00. By striking out in Senate amendment to Section 1, page 2, line 27, printed bill, the words and figures Two Thousand Six Hundred Fifty Dollars \$2,650.00, and inserting in lieu thereof the words and figures "One Thousand Six Hundred Fifty Dollars \$1,650.00." By striking out in Senate amendment to Section 1, page 2, line 28, printed bill, the words and figures Four Thousand Eight Hundred Fifty Dollars \$4,850.00, and inserting in lieu thereof the words and figures "Six Thou-

sand Eight Hundred Fifty Dollars \$6,850.00." By striking out in Section 2, page 3, line 28, the words and figures Twenty-two Thousand Five Hundred Dollars \$22,500.00, and inserting in lieu thereof the words and figures "Twenty-one Thousand Five Hundred Dollars \$21,500.00." By striking out in Senate amendment, Section 2, page 3, line 29, printed bill, the words and figures Two Thousand Six Hundred Fifty Dollars \$2,650.00, and inserting in lieu thereof the words and figures, One Thousand Six Hundred Fifty Dollars \$1,650.00." By striking out in Senate amendment, Section 2, page 3, line 30, printed bill, the words and figures Four Thousand Eight Hundred Fifty Dollars \$4,850.00, and inserting in lieu thereof the words and figures "Six Thousand Eight Hundred Fifty Dollars \$6,850.00." By striking out Senate amendment reading as follows: "Further amend Section 3 by inserting in line 7, printed bill, after the word 'them,' the following: 'Except from or to capital or repairs'."

By amending Section 3, line 7, by adding after the word "item" the following: "except that in no case shall the items herein set aside for salaries be increased in any way."

House Conference Committee.

LOGAN,
TINSLEY,
PAULY,

Senate Conference Committee.

SMITH (Custer),
STOUTENBURG,
PLANK,

On motion by Logan, report adopted by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed Goodwin, Gordon, Grabow, Graff, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, O'Connell, Pappin, Pauly, Porter, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Sheffer, Southmayd, Spangler, Sullivan, Swope, Trov. Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Arnold (Rosebud), Benjamin, Buck, Darlington, Green, Hagestad, Haight, Mason, Nyquist, O'Day, Parker, Quamme, Replogle, Rolph, Schilling, Shannon, Stewart, Tinsley. Total 18.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for consideration of General Orders. Motion seconded and carried.

Porter of Ravalli in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to H. B. No. 253, H. B. No. 452, Senate amendments to H. J. R. No. 5, H. B. Nos. 269, 270, 282, Sub. H. B. No. 313, H. B. Nos. 324 and 446, respectfully recommend:

That Senate amendments to H. B. No. 253 be not concurred in and conference committee requested.

H. B. No. 452 do pass.

Senate amendments to H. J. R. No. 5 concurred in.

Senate amendments to H. B. No. 269 be not concurred in and conference committee requested.

Senate amendments to H. B. No. 270 be not concurred in and conference committee requested.

Senate amendments to H. B. No. 282 concurred in.

Senate amendments to Sub. H. B. No. 313 be not concurred in and conference committee requested.

Senate amendments to H. B. No. 324 be concurred in.

Senate amendments to H. B. No. 446 be concurred in.

PORTER, Chairman.

Moved by Porter that report be adopted.

Moved by Brown (Gallatin) that Sub. H. B. No. 313 be segregated from the report of Committee of the Whole and motion lost.

Report adopted on motion by Porter.

Moved by Leavitt that H. B. No. 452 be reported correctly engrossed and placed on Third Reading. Motion seconded and carried.

Moved by Dellwo that the House reconsider its action on S. B. No. 106.

Moved by Leavitt that the motion to reconsider S. B. No. 106 be laid on the table, seconded, and roll call requested.

Motion to reconsider S. B. No. 106 laid on table by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Burke, Casey, Cole, Cooney, Darlington, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Finlen, Goodwin, Grabow, Graff, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Martin, McDermott, McFarland, Metlen, Meyer, Miller, Morris, Murphy, Nelstead, O'Day, Pappin, Porter, Roll, Salyerds, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Vollmer, Waite, Willard, Wilson, Woodcock, Mr. Speaker. Total 55.

Noes: Benjamin, Buck, Budas, Burrell, Chapman, Cranston, Curran, Dougherty, Erickson, Gordon, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Lewis, McCormack, Merriman, Minnick, Moss, Nyquist, Parker, Pauly, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Sample, Sheffer, Troy, Ueland, R. R., Waring, Watson (Missoula). Total 40.

Absent and not voting: Coffee, Freed, Knight, Mason, O'Connell, Watson (Meagher), Total 6.

Moved by Finlen that the House take from the table the motion to reconsider S. B. No. 106. Motion seconded and lost.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report we have this day presented to his Excellency, the Governor, the following House Bills: 231, 365, 393. Dated March 3rd, 1931, 10:40 a. m.

HENDERSON, Chairman.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report we have this day presented to his Excellency, the Governor, the following House Bills: 235, 357, 382. Dated March 3rd, 1931, 4:20 p. m.

HENDERSON, Chairman.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bill correctly enrolled: H. B. No. 96.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. B. No. 96, and thereupon signed the same.

The Speaker announced the following Conference Committee appointments:

To act on H. B. No. 253, Hodgskiss of Teton, Dellwo of Lake, Merri-man of Carbon.

To act on H. B. No. 269, Arnold of Stillwater, Spangler of Mineral, Knight of Cascade.

To act on H. B. No. 270, Dougherty of Ravalli, Grabow of Park, Henderson of Granite.

To act on Sub. H. B. No. 313, Ross of Blaine, Rolph of Liberty, McCormack of Flathead.

THIRD READING OF HOUSE BILLS

H. B. No. 452, introduced by Committee on Appropriations, having been read three several times, title and history agreed upon, was passed by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cranston, Curran, Darlinton, Dellwo, Doran, Dunn, Ekegren, Erickson, Finlen, Goodwin, Gordon, Grabow, Graff, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, O'Day, Pappin, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Benjamin, Blewett, Coffee, Cooney, Dougherty, Fairgrieve, Freed, Green, Haight, Henderson, Knight, Mason, Nyquist, O'Connell, Parker, Pauly, Rolph, Waring, Watson (Meagher). Total 19.

Senate amendments to H. J. R. No. 5, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Cole, Cranston, Curran, Darlinton, Dellwo, Doran, Dunn, Ekegren, Erickson, Finlen, Freed, Goodwin, Gordon, Grabow, Hagestad, Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Moss, Murphy, Nelstead, Pappin, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Arnold (Rosebud), Benjamin, Blewett, Chapman, Coffee, Cooney, Dougherty, Fairgrieve, Graff, Green, Haight, Hamilton (Musselshell), Knight, Kruse, Mason, Minnick, Morris, Nyquist, O'Connell, O'Day, Parker, Pauly, Rolph, Watson (Meagher). Total 24.

Senate amendments to H. B. No. 282, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cranston, Curran, Darlinton, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Arnold (Rosebud), Benjamin, Coffee, Cooney, Dougherty, Graff, Green, Haight, Knight, Kruse, Mason, Minnick, Nelstead, Nyquist, O'Connell, Rolph, Watson (Meagher), Willard. Total 18.

Senate amendments to H. B. No. 324, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cranston, Curran, Darlington, Dunn, Doran, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew, Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Arnold (Rosebud), Benjamin, Coffee, Cooney, Dellwo, Dougherty, Erickson, Graff, Green, Haight, Knight, Mason, Minnick, Nelstead, Nyquist, O'Connell, Rolph, Schilling, Troy, Watson (Meagher). Total 20.

Senate amendments to H. B. No. 446, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Murphy, Moss, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Ross, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Ueland, Andrew, Ueland, R. R., Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: Tinsley. Total 1.

Absent and not voting: Arnold (Rosebud), Benjamin, Coffee, Cooney, Dellwo, Erickson, Green, Haight, Henderson, Knight, Mason, Minnick, Nelstead, Nyquist, O'Connell, Replogle, Rolph, Ryder, Schilling, Troy, Vollmer, Watson (Meagher). Total 22.

Moved by Leavitt that the House recess until 8:00 p. m. Motion seconded and carried.

House resumed at 8:00 p. m., pursuant to recess.

Mr. Speaker in the chair.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE

The following communications were received from the Senate as of date March 3, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 413 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Senate Committee on Finance and Claims amendments to H. B. No. 413: amend by striking out from the printed bill, Section 1, lines 35, 36,

37 and 38. Further amend Section 1, page 2, by striking out lines 25, 26, 27 and 28, engrossed bill, same not appearing in the printed bill.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. H. B. No. 211 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee on Roads and Highways amendments to Sub. H. B. No. 211: amend Section 23 by adding thereto the following: "and provided further, that any motor carrier operating in and about any National Park, whose rates and methods of accounting are controlled by contract with the United States, shall not be subject to any regulation by the Commission in conflict with such contract or in conflict with any regulation by the United States made pursuant to such contract or made pursuant to an Act of Congress of the United States." Amend by striking therefrom all that portion of Sub-division (h) of Section 1 beginning with the word, "farm", on line 19 and up to and including the word, "market", in line 21, and substituting in lieu thereof the following: "freight or passengers by motor vehicles in rural communities when done occasionally and not as a regular business." Amend in line 30 by striking out the words, "while on an errand for himself," on page 2, engrossed bill. Senate Committee of the Whole amendment to Sub. H. B. No. 211: amend Committee amendment in Section 1 by striking out the words, "in rural communities."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 395 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Senate Committee of the Whole amendment to H. B. No. 395: amend printed bill by inserting the following, to be known as Section 7-A: "The provisions of this Act shall not apply to corporations which entered Montana for the transaction of business prior to Feb. 27th, 1915."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 396 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House.

Senate Committee on Judiciary amendments to H. B. No. 396:

Amend by inserting a new subdivision to be numbered 5, between lines 27 and 28, original bill, to read as follows: 5. That it agrees that service thereafter may be made upon the corporation in any suit based upon contracts or torts or causes of action arising in the State of Montana during the time the corporation was authorized to transact business in this state, by serving the Secretary of State, who for that purpose is hereby made the agent of the corporation.

Further amend by striking out the words "made by the corporation," in line 13, page 2, original bill, and inserting in lieu thereof the words "as to it or cause of action arising."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 436 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House.

Senate Committee on Military Affairs amendment to H. B. No. 436:

Amend in Section 1, line 15, by adding after the word "Dollars" the following: "unless such female be an honorably discharged nurse who shall have served in the army or navy of the United States."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 261 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House.

Senate Committee on Counties and Towns amendments to House Bill No. 261:

Amend Section 4 by striking out after the word "interest" the remainder of line 1, all of lines 2, 3, 4, 5, 6, 7, 8 and 9, and inserting in lieu thereof the following: "No bonds for any purpose shall be issued for a longer term than 20 years, and when bonds are issued for the purpose of funding warrants or refunding bonds heretofore issued, as authorized by Section 1 of this Act, such bonds shall not be issued for a longer term than ten years. All bonds issued for a longer term than five years may be redeemable at the option of the city or town at any time before maturity when so recited in the bonds. The maximum rate of interest which any bonds may bear shall be six per centum and shall be payable semi-annually."

Amend Section 6, in line 2, page 5, by striking out the word "and" after the word "city" and inserting in lieu thereof the word "or."

Amend Section 13 in lines 11 and 12, page 11, by striking out after the word "redeemable" the words "in full on any interest payment date on and after five years from the date of issue" and inserting in lieu thereof "(Here insert the optional provisions, if any, recited in the bonds)."

Amend Section 15 in line 17 by striking out after the word "the" the word "county" and inserting in lieu thereof the words "city or town."

Amend Section 25 by striking out in lines 11 and 12 after the word "bonds" the words "held by the state and," and inserting in lieu thereof the words "issued under the provisions of this Act"; and by striking out in lines 12 and 13 the words "at the office of the State Treasurer."

Senate Committee of the Whole amendment to H. B. No. 261:

Amend in Section 14 by striking out the word "in" at the end of line 4 and the words "said city or town" at the beginning of line 5 of the printed bill.

Also in Section 14 by striking out in lines 6, 7 and 8 the following words: "some financial newspaper published in the City of New York, or in the City of Chicago, or in financial newspapers published in each of said cities," and inserting in lieu thereof the words: "such other newspaper or newspapers published either within or without the state as in the opinion of the council will be most likely to give notice of such sale to prospective bidders."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, titles agreed to, and bills are herewith returned to the House: H. B. No. 4; H. B. No. 34; H. B. No. 322; H. B. No. 323; H. B. No. 426; H. B. No. 95.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under

consideration business on General File, respectfully report and recommend as follows, report adopted:

That Sub. for H. B. No. 308 be amended in Section 4 by striking out at the end of line 2 the word "and" and also by striking out lines 3 and 4; and as so amended, recommend the bill be concurred in.

That H. B. No. 261 be amended in Section 14 by striking out the word "in" at the end of line 4, and the words "said city or town" at the beginning of line 5, printed bill; also in Section 14 by striking out in lines 6, 7 and 8 the following words: "some financial newspaper published in the City of New York, or in the City of Chicago, or in financial newspapers published in each of said cities"; and inserting in lieu thereof the words "such other newspaper or newspapers published either within or without the state as in the opinion of the council will be most likely to give notice of such sale to prospective bidders." And as so amended, recommend the bill be concurred in.

That H. B. No. 395 be amended in the printed bill by inserting the following, to be known as Section 7-A: "The provisions of this Act shall not apply to corporations which entered Montana for the transaction of business prior to Feb. 27th, 1915." And as so amended, recommend the bill be concurred in.

That H. B. No. 436 be concurred in.

That H. B. No. 34 be concurred in.

That H. B. No. 4 be concurred in.

That consideration of H. B. No. 73 be passed for the day.

That H. B. No. 95 be concurred in.

That H. B. No. 323 be concurred in.

That H. B. No. 322 be concurred in.

That H. B. No. 426 be concurred in.

That H. B. No. 197 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of Senate amendments to House Bills on General Orders. Motion seconded and carried.

Cranston of Fergus in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to H. B. No. 197, Sub. H. B. No. 211, H. B. No. 261, Sub. H. B. No. 308, H. B. Nos. 395, 396, 413, 436, respectfully recommend:

That Senate amendments to H. B. No. 197 be concurred in.

Senate amendments to Sub. H. B. No. 211 be concurred in.

Senate amendments to H. B. No. 261 be not concurred in and conference committee requested.

Senate amendments to Sub. H. B. No. 308 be not concurred in and conference committee requested.

Senate amendments to H. B. No. 395 be concurred in.

Senate amendments to H. B. No. 396 be concurred in.

Senate amendments to H. B. No. 413 be concurred in.

Senate amendments to H. B. No. 436 be concurred in.

CRANSTON, Chairman.

On motion by Cranston, report adopted.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 197, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Henderson, Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Minnick, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Roll, Salyerds, Sample, Sheffer, Southmayd, Stewart, Sullivan, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 84.

Noes: Shannon. Total 1.

Absent and not voting: Blewett, Coffee, Erickson, Hodgskiss, Knight, Mason, Nelstead, Parker, Rigg, Rolph, Ross, Ryder, Schilling, Spangler, Swope, Watson (Meagher). Total 16.

Senate amendments to Sub. H. B. No. 211, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Dellwo, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Green, Haight, Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lillis, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Stewart, Sullivan, Tinsley, Troy, Ueland (Andrew), Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 73.

Noes: Freed, Hagestad, Hamilton (Musselshell), Hamilton (Phillips), Meyer, O'Connell, Ueland (R. R.). Total 7.

Absent and not voting: Benjamin, Coffee, Darlinton, Doran, Erickson, Graff, Henderson, Hodgskiss, Knight, Lewis, Logan, Mason, Metlen, Nelstead, Parker, Rolph, Ross, Ryder, Spangler, Swope, Watson (Meagher). Total 21.

Senate amendments to H. B. No. 395, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Finlen, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Haverfield, Hanson, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Salyerds, Shannon, Sheffer, Southmayd, Stewart, Sullivan, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Willard, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: Hamilton (Musselshell). Total 1.

Absent and not voting: Benjamin, Coffee, Darlinton, Dougherty, Erickson, Freed, Henderson, Hodgskiss, Knight, Lewis, Mason, Metlen, Moss, Nelstead, Parker, Rolph, Ross, Ryder, Sample, Schilling, Spangler, Swope, Watson (Meagher), Watson (Missoula). Total 24.

The Speaker announced the appointment of the following conference committees:

To act on Substitute H. B. No. 308—Waring of Yellowstone, Minnick of Phillips, Watson of Missoula.

To act on H. B. No. 261—Manning of Wibaux, Shannon of Sanders, and Curran of Roosevelt.

Senate amendments to H. B. No. 396, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Chapman, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Minnick, Morris, Murphy, Nyquist, O'Connell, O'Day, Pappin, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Salyerds, Sample, Sheffer, Southmayd, Stewart, Sullivan, Tinsley, Troy, Ueland (Andrew), Ueland (R. R.), Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Benjamin, Casey, Coffee, Darlington, Dougherty, Erickson, Henderson, Hodgskiss, Knight, Lewis, Mason, Miller, Moss, Nelstead, Parker, Rolph, Ross, Ryder, Schilling, Shannon, Spangler, Swope, Watson (Meagher). Total 23.

Senate amendments to H. B. No. 413, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Chapman, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lillis, Logan, Manning, Martin, McDermott, McCormack, McFarland, Merriman, Meyer, Miller, Morris, Moss, Murphy, Nyquist, O'Day, Pappin, Porter, Quamme, Replogle, Rigg, Roll, Salyerds, Sample, Sheffer, Southmayd, Sullivan, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 71.

Noes: Goodwin, Hamilton (Musselshell), O'Connell. Total 3.

Absent and not voting: Benjamin, Brown (Cascade), Casey, Coffee, Darlington, Dougherty, Erickson, Freed, Henderson, Hodgskiss, Knight, Lewis, Mason, Metlen, Minnick, Nelstead, Parker, Pauly, Rolph, Ross, Ryder, Schilling, Shannon, Spangler, Stewart, Swope, Watson (Meagher). Total 27.

Senate amendments to H. B. No. 436, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dunn, Ekegren, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Porter, Quamme, Replogle, Rigg, Roll, Ross, Salyerds, Sample, Sheffer, Southmayd, Sullivan, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Benjamin, Brown (Cascade), Casey, Darlington, Dougherty, Erickson, Hodgskiss, Knight, Lewis, Lillis, Mason, Minnick, Nelstead, Parker, Pauly, Rolph, Ryder, Schilling, Shannon, Spangler, Stewart, Swope, Troy, Watson (Meagher). Total 23.

House reverted to Order of Business No. 8.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Pappin of Cascade in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole,, having had under consideration S. B. Nos. 40, 89, respectfully recommend:

That S. B. No. 40, be not concurred in.

That S. B. No. 89, be concurred in.

PAPPIN, Chairman.

On motion by Pappin, report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 89, introduced by Committee on Counties and Towns, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Graff, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nyquist, O'Connell, O'Day, Pappin, Parker, Quamme, Replogle, Roll, Rolph, Salyerds, Sample, Shannon, Sheffer, Southmayd, Stewart, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waring, Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 78.

Noes: Lewis. Total 1.

Absent and not voting: Betchel, Brown (Cascade), Erickson, Finlen, Hodgskiss, Knight, Lillis, Mason, Minnick, Nelstead, Pauly, Porter, Rigg, Ross, Ryder, Schilling, Spangler, Sullivan, Swope, Waite, Watson (Meagher), Wilson. Total 22.

Moved by Leavitt that the House adjourn until Wednesday, March 4, 1931, at 10:00 a.m. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

H. J. FAUST, Chief Clerk.
ATTEST:

FIFTY-NINTH DAY

House of Representatives,
Helena, Montana, March 4, 1931.

House convened at 10:00 a.m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present, except: Erickson, Goodwin, O'Connell, absent.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 58th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Moved by Leavitt that the House recess until 11:30 a. m. Motion seconded and carried.

HOUSE RESUMED

House resumed at 11:30 a.m., pursuant to recess.

Mr. Speaker in the chair.

REPORTS OF STANDING COMMITTEES

The following report was received from a standing committee:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 54, A Bill for an Act entitled: "An Act to amend Sections 8812 and 8813, Revised Codes of Montana of 1921, as amended by Chapter 91, Session Laws of the Twenty-first Legislative Assembly of Montana, relating to judicial districts and the number of judges therein", respectfully report as follows: That S. B. No. 54, without recommendation be placed on General Orders.

RIGG, Chairman.

On motion by Rigg, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate as of date March 3, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that at the request of the House, the President of the Senate this, day on motion, appointed the following senators to act as Conference Committees with like committees from the House for the consideration of Senate amendments to the following House Bills:

H. B. No. 253: McCormick, Holton and Duncan.

H. B. No. 269: Rowland, Tower and Church.

H. B. No. 270: Husband, Himsl, and Sparling.

H. B. No. 313: Gustafson, Holton, Hagerty.

H. B. No. 261: Ruffcorn, Galt, Willis.

H. B. No. 308: Kemmis, Angvick, Page.

Very truly,

J. F. CONE,

Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 198 was this day read three several times and concurred in as amended, title agreed to, and bills are herewith returned to the House.

Senate Committee on Banks and Banking, amend to H. B. No. 198: Amend in line 27, original bill, by striking out the word, "with" and substituting the word, "without".

Very truly,

J. F. CONE,

Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 312 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Senate Committee on Finance & Claims Amendment to H. B. No. 312:

Amend by striking out in lines 8 and 9 the words and figures, "Nine Million Five Hundred Thousand Dollars (\$9,500,000.00)", and inserting in lieu thereof the words and figures, "Six Million Five Hundred Thousand Dollars (\$6,500,000.00).

Very truly,

J. F. CONE,

Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Sub. H. B. No. 443, was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Senate amendments attached to original bill.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, titles agreed to, and bills are herewith returned to the House: House Sub. for S. B. No. 81; H. B. No. 101; H. B. No. 205; H. B. No. 271; H. B. No. 441; H. B. No. 451; H. J. R. No. 7.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence, reports adopted, and Bills are herewith returned to the House: H. B. No. 133; H. B. No. 169; H. B. No. 204; H. B. No. 251; H. B. No. 272; H. B. No. 315; H. B. No. 331; H. B. No. 356; H. B. No. 369; H. B. No. 409; H. B. No. 423; H. B. No. 438.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that further communications from the Senate be considered read at length and Journal so show. Motion seconded and carried.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 101 be concurred in.

That H. B. No. 271 be concurred in.

That H. B. No. 133 be not concurred in.

That H. B. No. 368 be amended in Section 1 by striking out the entire section and renumbering succeeding sections accordingly. Amend in Section 2 by striking out in line 9 the word, "duly", all of line 10 and words "Montana 1921", in line 11; also strike out the words, "as amended by Section 1 of this Act" in lines 15 and 16. Amend in the title by striking out "Sections 5859 and", and inserting the words, "Section", after the word, "amend". And as so amended, recommend the bill be concurred in.

That H. B. No. 298 be amended in Section 2 by inserting in line 9 after the word, "purpose" the following: "Provided that no resident of the State of Montana shall be debarred from exhibiting, upon complying with the rules governing exhibitors". Also amend in Section 3 by inserting in line 9 after the word, "purpose" the following: "Provided that no resident of the State of Montana shall be debarred from exhibiting, upon complying with the rules governing exhibitors". And as so amended, recommend the bill be concurred in.

That H. B. No. 312 be concurred in.

That H. B. No. 423 be not concurred in.

That H. B. No. 168 be amended in Section 5 by striking out all of Sub-section 10 and renumbering so that Sub-section 11 becomes Sub-section 10. And as so amended, recommend the bill be concurred in.

That H. B. No. 222 be amended in Section 1 by striking out in lines 2, 3, and 4, printed bill, the words, "and receipts from any delinquent taxes arising from the one and one-half mill levy" and inserting in lieu thereof the words, "to the credit of the University Millage Fund". Also

amend in Section 2 by striking out in lines 2, 3, and 4, printed bill, the words, "and receipts from any delinquent taxes arising from the one and one-half mill levy", and inserting in lieu thereof the words, "to the credit of the University Millage Fund". And as so amended, recommend the bill be concurred in.

That H. B. No. 331 be not concurred in.

That consideration of H. B. No. 260 be passed for the day.

That consideration of H. B. No. 73 be passed for the day.

That H. B. No. 158 be amended in Section 1 by striking out in line 8, printed bill, the word, "seven" and inserting in lieu thereof the word, "three"; and by striking out in lines 8 and 9, printed bill, the words, "consisting of the three members of the Board of Examiners and four members"; and by inserting in line 9 after the words, "to be appointed by the", the words, "Governor, only two of whom shall be appointed from the same political party", and by striking out in line 10, printed bill, the word, "four", and inserting in lieu thereof the word, "six"; and by striking out in line 11, printed bill, the word, "appointed", and inserting after the word, "members", in line 11, the word, "of"; and by striking out in line 11 the word, "constituting"; and also by striking out in line 11 the word, "made", and inserting in lieu thereof the word, "arranged", and by inserting after the word, "expire", in line 12, the words, "two years, four years, and six years, respectively"; and by striking out in line 12 the words, "at different times"; and by striking out in lines 12 and 13 the words, "of the appointed members". And as so amended, recommend the bill be concurred in.

That H. B. No. 147 be not concurred in.

That Sub. for H. B. No. 443 be concurred in.

That House Substitute for S. B. No. 81, be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows; reports adopted:

Committee on Finance & Claims: That H. B. No. 101 be returned without recommendation.

Committee on Finance & Claims: That H. B. No. 133 be returned without recommendation.

Committee on Finance & Claims: That H. B. No. 169 be concurred in.

Committee on Finance & Claims: That H. B. No. 205 be concurred in.

Committee on Roads & Highways: That H. B. No. 251 be not concurred in.

Committee on Fish and Game: That H. B. No. 271 be concurred in.

Committee on Finance & Claims: That H. B. No. 298 be amended by striking out in line 25, engrossed bill, the words and figures, "Thirty Thousand Dollars" (\$30,000.00), and inserting in lieu thereof the words and figures, "Twenty-five Thousand Dollars (\$25,000.00)". Amend by striking out in lines 25 and 26 the words and figures, "Fourteen Thousand Dollars (\$14,000.00), and inserting in lieu thereof the words and figures, "Twelve Thousand Dollars (\$12,000.00)". Amend by striking out in line 29 the words and figures, "Fourteen Thousand Dollars (\$14,000.00)", and inserting in lieu thereof the words and figures, "Twelve Thousand Dollars (\$12,000.00)". Amend by striking out in lines 30 and 31 the words and figures, "Sixteen Thousand Dollars (\$16,000.00)" and inserting in lieu thereof the words and figures, "Thirteen Thousand Dollars (\$13,000.00)". Amend by striking out in line 7, page 2, engrossed bill, the words and figures, "Thirty Thousand Dollars (\$30,000.00)", and inserting in lieu thereof the words and figures, "Twenty-five Thousand Dollars (\$25,000.00)". Amend by striking out in line 8, page 2, the words and figures, Fourteen

Thousand Dollars (\$14,000.00)" and inserting in lieu thereof the words and figures, "Twelve Thousand Dollars (\$12,000.00)". Amend by striking out in lines 11 and 12 the words and figures, "Fourteen Thousand Dollars (\$14,000.00)", and inserting in lieu thereof the words and figures, "Twelve Thousand Dollars (\$12,000.00)". Amend by striking out in line 13 the words and figures, "Sixteen Thousand Dollars (\$16,000.00)", and inserting in lieu thereof the words and figures, "Thirteen Thousand Dollars (\$13,000.00)". And as so amended, recommend the bill be concurred in.

Committee on Finance & Claims: That H. B. No. 312 be amended by striking out in lines 8 and 9 the words and figures, "Nine Million Five Hundred Thousand Dollars (\$9,500,000.00)", and inserting in lieu thereof the words and figures, "Six Million Five Hundred Thousand Dollars (\$6,500,000.00)". And as so amended, recommend the bill be concurred in.

Committee on Finance & Claims: That H. B. No. 356 be concurred in.

Committee on Finance & Claims: That H. B. No. 451 be concurred in.

Committee on Finance & Claims: That H. B. No. 222 be amended as follows: Section 1, printed bill, by striking out in line 38, page 2, the words and figures, "Ten Thousand Dollars (\$10,000.00)", and inserting in lieu thereof the words and figures, "Twenty Thousand Dollars (\$20,000.00)". By inserting in line 49, page 2, after the figures, "1921" the following: "that so much as may be necessary of the above appropriation shall be used to establish and maintain the four years teachers' course at said institution". Amend Section 2, printed bill, as follows: By striking out in lines 36 and 37, page 5, the words and figures, "Ten Thousand Dollars (\$10,000.00)", and inserting in lieu thereof the words and figures, "Twenty Thousand Dollars (\$20,000.00)". By inserting in line 50, page 5, after the figures, "1921", the following: that so much as may be necessary of the above appropriation shall be used to establish and maintain the four years teachers' course at said institution". And as so amended, recommend the bill be concurred in.

Committee on Finance & Claims: That H. B. No. 423 be returned without recommendation.

Committee on Education: That H. B. No. 260 be not concurred in.

Committee on Education: That H. B. No. 315 be not concurred in.

Committee on Education: That H. B. No. 331 be concurred in.

Committee on Allocation of State Bond Funds: That H. B. No. 438 be not concurred in.

Committee on Education: That H. B. No. 147 be amended by adding to Section 7 the following: "Provided, however, that if it appears to the board of school trustees of any district at any meeting thereof held prior to the general school election on the first Saturday in April, that a levy in excess of ten (10) mills will be required to maintain the schools in such district during the next ensuing school year, such board of trustees may determine the number of mills so required in excess of ten (10) mills, and may submit the question of such additional levy at the next ensuing general school election". And as so amended, recommend the bill be concurred in:

Committee on Education: That H. B. No. 204 be not concurred in.

Committee on Education: That H. B. No. 272 be not concurred in.

Committee on Education: That H. B. No. 369 be not concurred in.

Committee on Education: That H. B. No. 409 be not concurred in.

Committee on Taxation: That Sub. for H. B. No. 443 be amended as follows: By inserting after Section 1 thereof, to be designated as Section 2, the following: "Section 2. In addition to the levy provided in Section 1 thereof, there is hereby levied for the year 1931 for State purposes, upon all the property in the State of Montana subject to taxation, an ad valorem tax of one-half ($\frac{1}{2}$) mill of each dollar of the taxable valuation of such property, as ascertained by taking the percentage of the true and full value provided by law for the purpose of taxation". Amend Section 2, original bill, in line 12, by striking out the word and figure, "Section 2", and inserting in lieu thereof the word and figure, "Section 3". Amend

Section 3, original bill, line 9, page 2, by striking out the word and figure, "Section 3", and inserting in lieu thereof the word and figure, "Section 4"; and further amend Section 3, original bill, lines 10 and 11, page 2, by striking out after the figures, "1931", the words and figures, "thirty-five hundredths (35/100)", and inserting in lieu thereof the words and figures, "five twelfths (5/12)". Amend Section 4, line 5, page 3, original bill, by striking out the word and figure, "Section 4", and inserting in lieu thereof the word and figure, "Section 5". Amend said bill by adding a new section after Section 5, amended bill, to be designated as Section 6, as follows: "Section 6. In addition to the levy provided in Section 5 hereof, there is hereby levied for the year 1932 for State purposes, upon all property in the State of Montana subject to taxation, an ad valorem tax of one-half ($\frac{1}{2}$) mill on each dollar of the taxable valuation of such property, as ascertained by taking the percentage of the true and full value provided by law for the purpose of taxation". Amend Section 5, original bill, line 11, page 3, by striking out the word and figure, "Section 5", and inserting in lieu thereof the word and figure, "Section 7". Amend Section 6, original bill, line 8, page 4, by striking out the word and figure, "Section 6", and inserting in lieu thereof the word and figure, "Section 8"; and further amend Section 6 of the original bill by striking out in lines 9 and 10, page 4, after the figures, "1932", the words and figures, "thirty-five hundredths (35/100)", and inserting in lieu thereof the words and figures, "five twelfths (5/12)". Amend Section 7, original bill, line 3, page 5, by striking out the word and figure, "Section 7" and inserting in lieu thereof the word and figure, "Section 9"; and further amend said section by adding at the end of the section the following: "And the Legislature hereby declares that the additional levies made in Sections 2 and 6 hereof were made for the purpose of making available to the State a full two and one-half ($2\frac{1}{2}$) mill levy for State purposes in each of the years therein mentioned. If it should be determined by the Courts that the maximum levy under the Constitution for said purposes is two (2) mills, then only the levies mentioned in said Sections 2 and 6 shall be held to be illegal and the levies made in Sections 1 and 5 shall not be affected thereby, the Legislature hereby declaring that it would have made said two (2) mill levies provided in said Sections 1 and 5 regardless of the legality or illegality of the one-half ($\frac{1}{2}$) mill levies provided for in Sections 2 and 6 hereof, the intention being, by this Act, to make the maximum levy within the limits of the Constitution for State purposes for each of the fiscal years mentioned in this Act". Amend Section 8, original bill, line 3, page 5, by striking out the word and figure, "Section 8", and inserting in lieu thereof the word and figure, "Section 10". And as so amended, recommend the bill be returned without recommendation.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

- That H. B. No. 198 be concurred in.
- That H. B. No. 441 be concurred in.
- That H. J. R. No. 7 be concurred in.
- That H. B. No. 205 be concurred in.
- That H. B. No. 451 be concurred in.
- That H. B. No. 169 be not concurred in.
- That H. B. No. 356 be not concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 28, 35, Sub. H. B. No. 216, H. B. Nos. 325, 348, 363, 405, 407, 440.

HENDERSON, Chairman.

The Speaker gave notice that he was about to sign H. B. Nos. 28, 35, Sub. H. B. No. 216, H. B. Nos. 325, 348, 363, 405, 407, 440, and thereupon signed the same.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from a Standing Committee:

Mr. Speaker: We, the majority of your Committee on Constitutional Amendments, having had under consideration Senate Bill No. 5, A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of Article IX of the Constitution of the State of Montana relating to the qualifications required of persons to entitle them to vote at General Elections, for all officers elective by the people and upon questions that may be submitted to the vote of the people or electors", respectfully report as follows: That Senate Bill No. 5 be concurred in.

McCORMACK
NYQUIST
ROSS
BLEWETT
WATSON
HAIGHT
SOUTHMAYD
BECHTEL

Mr. Speaker: We, the minority of your Committee on Constitutional Amendments, having had under consideration Senate Bill No. 5, respectfully report as follows: That Senate Bill No. 5 be not concurred in.

FAIRGRIEVE
CASEY
McFARLAND
HAMILTON (Musselshell)

On motion by Nyquist majority report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of Senate amendments to House Bills on General Orders. Motion seconded and carried.

Gordon of Chouteau in the chair.

Committee arose. House resumed.

Speaker pro tem in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to H. B. Nos. 198, 312, Sub. H. B. No. 443, respectfully recommend:

That Senate amendments to H. B. No. 198 be concurred in.

Senate amendments to H. B. No. 312 be concurred in.

Senate amendments to Sub. H. B. No. 443 be concurred in.

GORDON, Chairman.

On motion by Gordon, report adopted.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 198, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Hamilton (Musselshell), Hamilton (Phillips), Hanson,

Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Roll, Ryder, Salyerds, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 86.

Noes: Hagestad, Sample. Total 2.

Absent and not voting: Doran, Erickson, Freed, Goodwin, Haight, McCormack, Nelstead, O'Connell, Porter, Rolph, Ross, Schilling, Mr. Speaker. Total 13.

Senate amendments to H. B. No. 312, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Fairgrieve, Finlen, Gordon, Grabow, Graff, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Logan, Manning, Martin, Mason, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nyquist, O'Day, Pappin, Parker, Pauly, Quamme, Replogle, Rigg, Roll, Ryder, Salyerds, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock. Total 82.

Noes: Blewett, McDermott, Sample, Sheffer, Tinsley. Total 5.

Absent and not voting: Doran, Erickson, Freed, Goodwin, Hagestad, Henderson, Lillis, McCormack, Nelstead, O'Connell, Porter, Rolph, Ross, Mr. Speaker. Total 14.

Senate amendments to Sub. H. B. No. 443, having been read three several times, were not concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Burke, Burrell, Casey, Coffee, Cole, Cooney, Darlington, Dellwo, Doran, Dunn, Finlen, Grabow, Graff, Knight, Lillis, Logan, Manning, Mason, McDermott, McFarland, Metlen, Minnick, Morris, Murphy, O'Day, Pappin, Pauly, Roll, Salyerds, Schilling, Southmayd, Stewart, Sullivan, Troy, Vollmer, Watson (Missoula), Willard, Woodcock. Total 45.

Noes: Benjamin, Buck, Budas, Chapman, Cranston, Curran, Dougherty, Ekegren, Fairgrieve, Freed, Gordon, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lewis, Martin, McCormack, Merriman, Meyer, Miller, Moss, Nyquist, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Ryder, Sample, Shannon, Sheffer, Spangler, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Waring, Watson (Meagher), Wilson. Total 48.

Absent and not voting: Erickson, Goodwin, Henderson, Hodgskiss, Nelstead, O'Connell, Waite, Mr. Speaker. Total 8.

House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that the House reconsider its action of Third Reading on Senate amendments to Sub. H. B. No. 443. Motion seconded and carried.

Moved by Leavitt that consideration of Senate amendments to Sub. H. B. No. 443 be taken from Third Reading and re-referred to General Orders. Motion seconded and carried.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of Senate amendments to Sub. H. B. No. 443 on General Orders. Motion seconded and carried.

Gordon of Chouteau in the chair.

Committee arose. House resumed.

Speaker pro tem in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to Sub. H. B. No. 443, respectfully recommend:

That Senate amendments to Sub. H. B. No. 443 be not concurred in and conference committee requested.

GORDON, Chairman.

On motion by Gordon, report adopted.

Moved by Leavitt that the House recess until 2:00 p.m. Motion seconded and carried.

AFTERNOON SESSION.

House resumed at 2:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE

The following communication was received from the Senate as of date March 4, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate, on motion of March 3rd, refused to concur in House amendments to S. B. No. 41 and requested a Conference Committee be appointed from the House to confer with a like Committee from the Senate for the consideration of said House amendments; whereupon, the President this day appointed the following Senators: Schnitzler, Higbie, Walker.

Very truly,

J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that the request of the Honorable Senate for a Conference Committee on S. B. No. 41 be granted. Motion seconded and carried; whereupon, the Speaker appointed the following to act on S. B. No. 41: Budas of Carbon; Hamilton of Phillips, and Darlinton of Gallatin.

The Speaker appointed the following to act, with a like committee from the Senate, on Sub. H. B. No. 443: Dunn of Gallatin, Chapman of Daniels and Ekegren of Blaine.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Leavitt of Custer in the chair.

Committee arose. House resumed.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate Bills Nos. 50, 114, 54, respectfully recommend:

That consideration of S. B. No. 50 be passed temporarily.

S. B. No. 114 be concurred in.

S. B. No. 54 be not concurred in.

LEAVITT, Chairman.

Moved by Leavitt that report be adopted.

Moved by Meyer that S. B. No. 54 be segregated from the report and roll call requested.

On roll call to segregate S. B. No. 54 from the report of the Committee of the Whole, motion lost by the following vote:

Ayes: Adair, Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Burke, Casey, Coffee, Cole, Cooney, Doran, Dunn, Grabow, Graff, Hamilton (Phillips), Jarrett, Knight, Leavitt, Martin, Mason, McCormack, McFarland, Meyer, Minnick, Morris, Moss, Murphy, O'Day, Pappin, Parker, Porter, Replogle, Rigg, Salyerds, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Troy, Vollmer, Waring, Watson (Meagher), Willard, Wilson, Woodcock. Total 48.

Noes: Arnold (Rosebud), Arnold (Stillwater), Benjamin, Budas, Burrell, Chapman, Cranston, Curran, Darlinton, Dellwo, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Gordon, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Hodgskiss, Kruse, Lewis, Lillis, Logan, Manning, McDermott, Merriman, Miller, Nelstead, Nyquist, Pauly, Quamme, Roll, Rolph, Ross, Ryder, Sample, Sheffer, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Waite, Watson (Missoula), Mr. Speaker. Total 50.

Absent and not voting: Goodwin, O'Connell. Total 2.

Passed their vote: Metlen. Total 1.

Motion to adopt report of Committee of the Whole carried.

Moved by Sample that the House reconsider its action on S. B. No. 54. Motion seconded and lost.

The Speaker gave notice that he was about to sign S. B. Nos. 30, 80, 126, 59, 94, 101, 99, 45, 43, Sub. S. B. No. 55, and thereupon signed the same.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:

Mr. Speaker: We, your Conference Committee, having had under consideration Sub. H. B. No. 308, find your committee cannot agree and ask that we be discharged and another committee be appointed.

KEMMIS, Chairman
PAGE
ANGVICK
WARING, Chairman
MINNICK
WATSON (Missoula)

On motion by Waring, report adopted.

Mr. Speaker: We, your Conference Committee, having had under consideration Senate Amendments to House Bill No. 107, respectfully report as follows: That we concur with Senate Amendments with the following exception: Amend Section 1, line 31 of the printed bill by striking out the words and figures, "Fourteen Thousand One Hundred (\$14,100.00)", and inserting in lieu thereof the words and figures "Fourteen Thousand Four Hundred Dollars (\$14,400.00)". And by striking out in line 83 of the printed bill the words and figures "Forty-four Thousand Seven Hundred Eighty Dollars (\$44,780.00)" and inserting in lieu thereof the words and figures "Forty-nine Thousand Seven Hundred Eighty Dollars (\$49,780.00)". Amend Section 2, line 30 of the printed bill by striking out the words and figures "Fourteen Thousand One Hundred Dollars (\$14,100.00)" and inserting in lieu thereof the words and figures "Fourteen Thousand Four Hundred Dollars (\$14,400.00)", and amend line 82 of the printed bill by striking out the words and figures "Forty-four Thousand Seven Hundred Eighty Dollars (\$44,780.00)" and inserting in

lieu thereof the words and figures "Forty-nine Thousand Seven Hundred Eighty Dollars (\$49,780.00)".

House Conference Committee:

WAITE
REPLOGLE
BROWN (Gallatin)

Senate Conference Committee:

REED
SURVANT
CAMPBELL

Moved by Waite that report be adopted.

On roll call, report adopted by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Graff, Hagestad, Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rolph, Ross, Ryder, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 80.

Noes: Haight, Hamilton (Musselshell). Total 2.

Absent and not voting: Arnold (Rosebud), Brown (Cascade), Chapman, Dellwo, Dunn, Finlen, Goodwin, Green, Hodgskiss, Kruse, Merriman, Morris, Nyquist, O'Connell, Replogle, Rigg, Roll, Salyerds, Schilling. Total 19.

The Speaker appointed the following to act on the Conference Committee on Sub. H. B. No. 308: McCormack of Flathead, Shannon of Sanders, Ryder of Roosevelt.

Mr. Speaker: We, your Conference Committee, having had under consideration House Bill No. 246, submit the following report:

That House agrees to Senate Amendments. Amend title by striking out the words, "calendar year ending December 31, 1930", and inserting in lieu thereof the words, "fiscal year ending June 30, 1931". Amend Section 1 by striking out of line 10, page 1, engrossed bill, the words, "at the end of the calendar year 1930", and inserting in lieu thereof the words, "at the close of the fiscal year ending June 30, 1931". Amend Section 1 by striking out of lines 18 and 19, page 1, engrossed bill, the words, "during the balance of the current fiscal year and". Amend Section 1 by striking out on line 20, page 1, engrossed bill, the word, "must", and inserting in lieu thereof the word, "may".

For the House:

ROSS
CRANSTON
A. UELAND

For the Senate:

PARKIN
TOWER
DELANEY

Moved by Cranston that report be adopted.

On roll call, report adopted by the following vote:

Ayes: Adair, Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Erickson, Freed, Gordon, Grabow, Graff, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCor-

mack, McDermott, McFarland, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rolph, Ross, Ryder, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew, Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula); Willard, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: Ueland, R. R. Total 1.

Absent and not voting: Arnold (Rosebud), Arnold (Stillwater), Brown (Cascade), Chapman, Dellwo, Dunn, Ekegren, Fairgrieve, Finlen, Goodwin, Green, Hagestad, Henderson, Hodgskiss, Kruse, Merriman, Morris, Nyquist, O'Connell, Replogle, Rigg, Roll, Salyerds, Schilling. Total 24.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE

The following communications were received from the Senate as of date March 4, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate this day, on motion, at the request of the House, appointed the following Senators to act as a Conference Committee with a like Committee from the House for the consideration of Senate amendments to H. B. No. 443: Survant, Eaton, Duncan.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence, reports adopted, and bills are herewith returned to the House: H. B. No. 265, H. B. No. 281.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 168 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Senate Committee of the Whole Amendment to H. B. No. 168:

Amend in Section 5 by striking out all of Sub-section 10 and renumbering so that Sub-section 11 becomes Sub-section 10.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 368 was this day read three several times and concurred in as amended, title agreed to, and is herewith returned to the House. Senate Committee of the Whole Amendments to H. B. No. 368:

Amend title by striking out the words, "Sections 5859 and", and inserting the word, "Section", after the word, "amend". Amend in Section 1 by striking out the entire section. Amend in Section 2 by striking out in line 9 the word, "duly", all of line 10, and words, "Montana 1921", in line 11; also by striking out the words, "as amended by Section 1 of this Act", in lines 15 and 16.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 222 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Senate Committee of the Whole Amendments to H. B. No. 222:

Amend in Section 1 by striking out in lines 2, 3 and 4, printed bill, the words, "and receipts from any delinquent taxes arising from the one and one-half mill levy", and inserting in lieu thereof the words, "to the credit of the University Millage Fund". Amend in Section 2 by striking out in lines 2, 3 and 4 of the printed bill, the words, "and receipts from any delinquent taxes arising from the one and one-half mill levy", and inserting in lieu thereof the words, "to the credit of the University Millage Fund". Senate Committee on Finance and Claims Amendments to H. B. No. 222: Amend Section 1 by striking out in line 38, page 2, printed bill, the words and figures, "Ten Thousand Dollars (\$10,000.00)" and inserting in lieu thereof the words and figures, "Twenty Thousand Dollars (\$20,000.00)". Amend by inserting in line 49, page 2, after the figures, "1921", the following: "that so much as may be necessary of the above appropriation shall be used to establish and maintain the four years teachers' course at said institution". Amend Section 2, printed bill, by striking out in lines 36 and 37, page 5, the words and figures, "Ten Thousand Dollars (\$10,000.00)", and inserting in lieu thereof the words and figures, "Twenty Thousand Dollars (\$20,000.00)". Amend by inserting in line 50, page 5, after the figures, "1921", the following: That so much as may be necessary of the above appropriation shall be used to establish and maintain the four years teachers' course at said institution".

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 298 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House. Senate Committee on Finance & Claims Amendments to H. B. No. 298: Amend by striking out in line 25, engrossed bill, the words and figures, "Thirty Thousand Dollars (\$30,000.00)", and inserting in lieu thereof the words and figures, "Twenty-five Thousand Dollars (\$25,000.00)". Amend by striking out in lines 25 and 26 the words and figures, "Fourteen Thousand Dollars (\$14,000.00)", and inserting in lieu thereof the words and figures, "Twelve Thousand Dollars (\$12,000.00)". Amend by striking out in line 29 the words and figures, "Fourteen Thousand Dollars (\$14,000.00)", and inserting in lieu thereof the words and figures, "Twelve Thousand Dollars (\$12,000.00)". Amend by striking out in lines 30 and 31, the words and figures, "Sixteen Thousand Dollars (\$16,000.00)", and inserting in lieu thereof the words and figures, "Thirteen Thousand Dollars (\$13,000.00)". Amend by striking out in line 7, page 2, engrossed bill, the words and figures, "Thirty Thousand Dollars (\$30,000.00)", and inserting in lieu thereof the words and figures, "Twenty-five Thousand Dollars (\$25,000.00)". Amend by striking out in line 8, page 2, the words and figures, "Fourteen Thousand Dollars (\$14,000.00)", and inserting in lieu thereof the words and figures, "Twelve Thousand Dollars (\$12,000.00)". Amend by striking out in lines 11 and 12 the words and figures, "Fourteen Thousand Dollars (\$14,000.00)", and inserting in lieu thereof the words and figures, "Twelve Thousand Dollars (\$12,000.00)". Amend by striking out in line 13 the words and figures "Sixteen Thousand Dollars (\$16,000.00)", and inserting in lieu thereof the words and figures, "Thirteen Thousand Dollars (\$13,000.00)". Senate Committee of the Whole Amendments to H. B. No. 298: Amend in Section 2 by inserting in line 9 after the word, "purpose", the following: "Provided that no resident of the State of Montana shall be debarred from exhibiting, upon complying with the rules governing exhibitions". Amend in Section 3 by inserting in line 9 after the word, "purpose", the following: "Provided that no resident of the State of Montana shall be debarred from exhibiting, upon complying with the rules governing exhibitors".

Very truly,

J. F. CONE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of Senate amendments to the House Bills on General Orders. Motion seconded and carried.

Haight of Fergus in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to House Bills Nos. 168, 222, 298, 368, respectfully recommend:

That Senate amendments to H. B. No. 168 be concurred in.

Senate amendments to H. B. No. 222 be concurred in.

Senate amendments to H. B. No. 298 be concurred in.

Senate amendments to H. B. No. 368 be concurred in.

HAIGHT, Chairman.

On motion by Haight, report adopted.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 4, 34, 95, 322, 323, 446.

HENDERSON, Chairman.

REPORT OF SELECT COMMITTEE

The following report was received from a conference committee:

Mr. Speaker: We, your Conference Committee, having had under consideration Sub. H. B. No. 313, submit the following report: The House agrees to Senate Amendments, which read as follows: Amend Section 1 by striking out in lines 8 and 9 the words and figures, "Five Million (5,000,000)" and inserting in lieu thereof the words and figures, "Four Million (4,000,000)"; and striking out in lines 12 and 13 the words and figures, "Five Million (5,000,000)", and inserting in lieu thereof the words and figures, "Four Million (4,000,000)". Also amend by adding at the end of Section 1 the following: "provided such additional special bridge fund herein provided for shall not be transferable to any other fund".

For the House:

ROSS

ROLPH

McCORMACK

For the Senate:

GUSTAFSON

HAGERTY

HOLTON

Moved by Ross that report be adopted. On roll call, report adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, Parker, Pauly, Porter, Rigg, Ross, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Benjamin, Curran, Freed, Goodwin, Graff, Hamilton (Phillips), Hodgskiss, Knight, Martin, Morris, O'Connell, O'Day, Pappin, Quamme, Replogle, Roll, Rolph, Ryder, Schilling, Troy. Total 20.

The Speaker gave notice that he was about to sign H. B. Nos. 4, 34, 95, 322, 323, 446, and thereupon signed the same.

Moved by Leavitt that the House recess until 8:00 p.m. Motion seconded and carried.

HOUSE RESUMED

House resumed at 8:00 p.m., pursuant to recess.

Mr. Speaker in the chair.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND THE SENATE

The following communication was received from the Senate as of date March 4, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Joint Conference Committee of the House and Senate, to whom was referred Senate Amendments to Sub. House Bill No. 308, reported that they were unable to agree and asked to be discharged with a request that a new Conference Committee be appointed. On motion duly seconded and carried, report adopted. Thereupon, the President appointed the following Senate members to confer with a like number from the House to consider the Senate Amendments to said Substitute House Bill No. 308, to-wit: Gustafson, Campbell, Willis.

Respectfully,

J. F. CONE,
Secretary of the Senate.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report we have this day presented to His Excellency the Governor, the following House Bills: 28, 96, 35, Sub. 216, H. B. Nos. 325, 348, 363, 405, 407, 440. Dated March 4, 1931. 3:10 p.m.

HENDERSON, Chairman.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:

Mr. Speaker: We, your Conference Committee, having had under consideration House Bill No. 261, beg leave to report as follows: That the House concur in the Senate Amendments.

For the House:

MANNING
SHANNON
CURRAN

For the Senate:

RUFFCORN
WILLIS

Explanation: 1. The first amendment is to Section 4. This is a short section and while the amendment rewrites practically all of it, but one important change is made. As originally drawn, and as it passed the House the bill provided the bonds should be redeemable at any time after five years from date of issue. Under such provision if a city or town had on hand, at the end of the first year, an amount sufficient to redeem one bond it could not do so but would have to wait until the end of five years, paying interest for that length of time while holding the money for the redemption of the bond in the treasury. The Senate amendment provides that the bonds can be redeemed at any time before maturity. Under this amendment if a city or town has on hand, at the end of the first year, an amount sufficient to redeem one bond it can do so and

stop interest thereon, and will not have to wait until the end of the five year period. This amendment unquestionably will benefit cities and towns issuing bonds.

2. The amendment made to Section 13 is simply to make it conform to Section 4 as amended.

3. The amendment made to Section 6 by striking out the word "and" and inserting the word "or" in lieu thereof, is simply to correct a typographical error in the bill.

4. The amendment made to Section 15 by striking out the word "county" and inserting the words "city or town" is also to correct a typographical error in the bill.

5. Section 25 as originally drawn, and as it passed the House, provided that all installments of interest or principal of bonds held by the state and not paid promptly at the office of the State Treasurer when due should bear interest at 6% per annum from date due until paid. This provision applied only to bonds held by the state, and there was no similar provision to bonds which might be held by other investors. By the amendments made to Section 25 such section is made applicable to all bonds whether held by the state or by other investors.

Moved by Manning that report be adopted. On roll call, report adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Logan, Lillis, Manning, Martin, Mason, McCormack, McDermott, Meyer, Miller, Minnick, Moss, Murphy, Nyquist, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Salyerds, Sample, Shannon, Sheffer, Southmayd, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Arnold (Stillwater), Brown (Cascade), Burrell, Ekegren, Erickson, Finlen, Graff, Henderson, Knight, McFarland, Merriman, Metlen, Morris, Nelstead, O'Connell, Ross, Ryder, Schilling, Spangler, Swope, Tinsley, Vollmer, Waite, Waring. Total 24.

Mr. Speaker: We, your Conference Committee, appointed to consider Senate amendments to House Bill No. 253, recommend that the Senate recede from the Committee of the Whole amendment in Section 82, and that all of Section 86 with all amendments be stricken from the bill and a new section be inserted to read as follows:

Section 86. In any county where there is maintained a county high school and/or a district high school or schools, duly accredited for one, two, three or four years of high school work by the State Board of Education, and/or a district high school or schools in which the application made by the school district to establish a high school has been approved by the State Superintendent of Public Instruction, a special tax for the maintenance of such high school or high schools shall be levied in accordance with the schedule provided in Section 87. Provided, however, that the special county tax for high school purposes shall not exceed seven (7) mills, except in counties where the seven (7) mill levy will not bring in \$125.00 per high school student. In such case the maximum levy shall not exceed a rate which will bring in an amount equal to \$125.00 per high school student multiplied by the total number of students who are residents of the county and who were enrolled and in regular attendance in the high schools of the county for twenty (20) days or more during the year next preceding. The proceeds of said special tax shall be apportioned in December and June of each year by the County Superintendent of Schools amongst the county high school and/or district high schools in the following manner: Each high school shall share in the amount col-

lected in the proportion that its budget bears to the total high school budget of the county for said tax. In counties having a county high school which does not own a high school building, the County Commissioners at the request of the board of trustees of such county high school, may in addition to all other high school taxes, levy a tax not exceeding one-half ($\frac{1}{2}$) of a mill for the purpose of creating a building fund for the erection of buildings for the use of said county high school.

And the Senate recede from the Committee amendment in Section 84, line 12. And that the House concur in all other Senate amendments.

For the House:

HODGSKISS,
MERRIMAN,
DELLWO.

For the Senate:

McCORMICK,
DUNCAN,
HOLTON.

Moved by Merriman that report be adopted. On roll call, report adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Benjamin, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dougherty, Dunn, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Roll, Rolph, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 76.

Noes: Finlen, Waring. Total 2.

Absent and not voting: Arnold (Stillwater), Bechtel, Blewett, Brown (Cascade), Coffee, Darlington, Ekegren, Erickson, Graff, Hagestad, Henderson, Knight, Logan, McFarland, Morris, O'Connell, O'Day, Ross, Ryder, Spangler, Swope, Tinsley, Vollmer. Total 23.

Mr. Speaker: We, your Conference Committee, having had under consideration House Bill No. 247, submit the following report:

That we recommend that the House concur in the Senate amendments.

For the House.

PARKER,
SALYERDS,
SHANNON,

For the Senate.

KEMMIS,
THIEN,
DONOVAN,

Moved by Parker that the report be adopted. On roll call, report adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Brown (Gallatin), Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Fairgrieve, Finlen, Freed, Goodwin, Gordon, Grabow, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Lewis, Logan, Lillis, Manning, Martin, Mason, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Day, Parker, Pauly, Replogle, Rigg, Roll, Rolph, Ross, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 74.

Noes: Leavitt, McCormack, Moss, Quamme, Ueland (R. R.), Woodcock. Total 6.

Absent and not voting: Arnold (Stillwater), Blewett, Brown (Cascade), Buck, Coffee, Dellwo, Ekegren, Erickson, Graff, Green, Hodgskiss, McFarland, Morris, O'Connell, Pappin, Porter, Ryder, Shannon, Swope, Tinsley, Vollmer. Total 21.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. J. R. No. 7, H. B. Nos. 197, 205, 271, 282, 395, 396, 413, 426, 441, 451.

HENDERSON, Chairman.

The Speaker gave notice that he was about to sign H. J. R. No. 7, H. B. Nos. 197, 205, 271, 282, 395, 396, 413, 426, 441, 451, and thereupon signed the same.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the consideration of General Orders. Motion seconded and carried.

Grabow of Park in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate Bill No. 50, Senate Bill No. 5, respectfully recommend:

That S. B. No. 50 be not concurred in.

Senate Bill No. 5 be amended as follows:

Amend Section 2 by inserting in line 10 of printed bill after the word "any" the word "levy" and a comma after the word "levy"; further amend Section 2 by inserting in line 14 after the word "pardoned" the words "or restored to citizenship by the Governor."

That S. B. No. 5, as amended, be concurred in.

GRABOW, Chairman.

On motion by Grabow, report adopted.

THIRD READING OF SENATE BILLS

S. B. No. 114, introduced by Himsl, having been read three several times, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Benjamin, Brown (Gallatin), Budas, Burke, Burrell, Casey, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Finlen, Grabow, Haight, Hanson, Henderson, Leavitt, Lewis, Lillis, Logan, Mason, McCormack, McDermott, Metlen, Meyer, Miller, Minnick, Morris, Murphy, Nelstead, O'Day, Parker, Pauly, Porter, Ross, Ryder, Salyerds, Sample, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Mr. Speaker. Total 62.

Noes: Buck, Chapman, Freed, Goodwin, Hagestad, Hamilton (Mus-selshell), Hamilton (Phillips), Jarrett, Knight, Kruse, Manning, Martin, Pappin, Quamme, Roll, Rolph, Shannon, Sheffer, Wilson, Woodcock. Total 20.

Absent and not voting: Arnold (Rosebud), Bechtel, Blewett, Brown (Cascade), Coffee, Doran, Ekegren, Erickson, Fairgrieve, Gordon, Graff, Green, Haverfield, Hodgskiss, McFarland, Merriman, Moss, Nyquist, O'Connell, Replogle, Rigg, Schilling, Swope, Tinsley, Vollmer. Total 19.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 168, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dunn, Dougherty, Dunn, Freed, Goodwin, Grabow, Hagestad, Hamilton (Phillips), Hanson, Henderson, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, Nelstead, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 70.

Noes: Haight, Hamilton (Musselshell), Jarrett, Wilson. Total 4.

Absent and not voting: Arnold (Rosebud), Brown (Cascade), Coffee, Doran, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Graff, Green, Haverfield, Hodgskiss, Knight, McFarland, Merriman, Nyquist, O'Connell, Pappin, Roll, Rolph, Ross, Shannon, Swope, Tinsley, Vollmer. Total 27.

Senate amendments to H. B. No. 222, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlinton, Dellwo, Dunn, Freed, Goodwin, Gordon, Grabow, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Jarrett, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Ross, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Dougherty, Haight. Total 2.

Absent and not voting: Arnold (Rosebud), Brown (Cascade), Cooney, Doran, Ekegren, Erickson, Fairgrieve, Finlen, Graff, Green, Hagestad, Haverfield, Hodgskiss, Knight, Kruse, Leavitt, McFarland, Merriman, Nelstead, Nyquist, O'Connell, Roll, Rolph, Ryder, Swope, Tinsley, Vollmer. Total 27.

Senate amendments to H. B. No. 298, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Coffee, Cole, Cooney, Cranston, Curran, Darlinton, Dellwo, Dunn, Gordon, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Henderson, Jarrett, Kruse, Leavitt, Lillis, Manning, Martin, Mason, McCormack, McDermott, Merriman, Metlen, Meyer, Miller, Minnick, Morris, Moss, Murphy, O'Day, Pappin, Parker, Pauly, Porter, Replogle, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Troy, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 67.

Noes: Dougherty, Freed, Goodwin, Hagestad, Haight, Lewis, Quamme, Ueland (Andrew), Ueland (R. R.). Total 9.

Absent and not voting: Arnold (Rosebud), Benjamin, Brown (Cascade), Chapman, Doran, Ekegren, Erickson, Fairgrieve, Finlen, Grabow, Graff, Green, Haverfield, Hodgskiss, Knight, Logan, McFarland, Nelstead, Nyquist, O'Connell, Rigg, Rolph, Swope, Tinsley, Vollmer. Total 25.

Senate amendments to H. B. No. 368, having been read three several times, were concurred in by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Freed, Goodwin, Gordon, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Manning, Martin, Mason, Metlen, Meyer, Miller, Morris, Murphy, O'Day, Papin, Parker, Pauly, Porter, Quamme, Replogle, Roll, Rolph, Ross, **Ryder**, Salyerds, Sample, Schilling, Shannon, Southmayd, Spangler, Sullivan, Troy, Ueland (Andrew), Ueland (R. R.), Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 72.

Noes: Moss. Total 1.

Absent and not voting: Adair, Arnold (Rosebud), Brown (Cascade), Doran, Ekegren, Erickson, Fairgrieve, Finlen, Grabow, Graff, Green, Henderson, Hodgskiss, Logan, McCormack, McDermott, McFarland, Merriman, Minnick, Nelstead, Nyquist, O'Connell, Rigg, Sheffer, Stewart, Swope, Tinsley, Vollmer. Total 28.

House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES

The following reports were received from Conference Committees:

Mr. Speaker: We, your Conference Committee, after having had under consideration Senate amendments to H. B. No. 269; A Bill for an Act entitled: "An Act amending Sections 3683, 3685 and 3691 of the Revised Codes of Montana of 1921, as amended by Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the classes of licenses for hunting and taking game and fish and fur bearing animals within the State of Montana; the fees and powers under such licenses; exceptions in the applications of the provisions of this Act; and repealing of Acts and parts of Acts in conflict with the provisions of this Act," respectfully report as follows: The Senate recede from the Senate Committee of the Whole Amendment in Section 2 beginning in line 38 of the printed bill. The Senate recede from the Senate Committee of the Whole Amendment in Section 2 beginning in line 46 of the printed bill. The House to concur in all other Senate amendments.

ARNOLD (Stillwater),
SPANGLER,
KNIGHT,
ROWLAND,
CHURCH,
TOWER.

Explanation: Senate amendments as adopted by the House changes the printed bill as to licenses to hunt and fish, and to fees therefor: by striking out "general license with a fee of \$2.50" and substituting therefor a "Fish and bird" license at \$2.00 and a "big game" license for \$1.00 additional. Also adding a new feature of a so-called "sportsmans" license at a fee of \$5.00. This license is optional and covers only such privileges that are to be had in a "fish and bird" license and "big game" license.

Moved by Arnold (Stillwater) that report be adopted. On roll call, report adopted by the following vote:

Ayes: Arnold (Stillwater), Benjamin, Brown (Gallatin), Budas, Burke, Burrell, Chapman, Coffee, Cooney, Curran, Darlington, Dellwo, Dougherty, Dunn, Haight, Hamilton (Musselshell), Hanson, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Metlen, Miller, Minnick, Morris, Murphy, O'Day, Pauly, Porter, Rigg, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Troy, Ueland, Andrew, Waite, Waring, Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 55.

Noes: Adair, Bechtel, Blewett, Buck, Casey, Cole, Cranston, Goodwin, Gordon, Hagestad, Hamilton (Phillips), Mason, McCormack, McDermott,

Meyer, Moss, Pappin, Parker, Quamme, Roll, Stewart, Watson (Meagher). Total 22.

Absent and not voting: Arnold (Rosebud), Brown (Cascade), Doran, Ekegren, Erickson, Fairgrieve, Finlen, Freed, Grabow, Graff, Green, Haverfield, Hodgskiss, McFarland, Merriman, Nelstead, Nyquist, O'Connell, Repogle, Ross, Swope, Tinsley, Ueland, R. R., Vollmer. Total 24.

Mr. Speaker: We, your Conference Committee, appointed to consider Senate amendments to House Bill No. 270, being a Bill for an Act entitled: "An Act amending Section 3694 of the Revised Codes of Montana as amended by Chapter 59, Laws of the Twentieth Legislative Assembly of the State of Montana, 1927, relating to the restrictions of the manner of taking and possession of fish and game and granting and giving to the State Fish and Game Commission of the State of Montana, authority to change or suspend closed seasons on game birds and animals, game fish and fur-bearing animals so as to meet existing conditions, and also, to make and promulgate rules and regulations for the killing, taking, capturing and possessing of game fish, game birds, game and fur-bearing animals, prescribing penalties for the violation of this Act and repealing all Acts and parts of Acts in conflict with the provisions hereof," respectfully report and recommend as follows: That the House concur in the Senate amendments to House Bill No. 270, being a Bill for an Act entitled "automobile" in line 25 of page 1 of the original bill, the words, "or on or from any public highway in the State of Montana." That the House concur in Senate amendment in line 10 of page 2 of the original bill, by striking out the word "shall" after the word "sale." That the Senate recede from its amendments in lines 2 and 3 of page 2 of the original bill, wherein after the word "gun" the words "jack light or other artificial light" were inserted. That the House concur in Senate amendment whereby lines 78 to 87 inclusive of Section 1 of the printed bill were stricken, and that the following paragraph be inserted in lieu thereof: "The State Fish and Game Commission shall have the power to change or suspend the closed season on game fish to as to meet local conditions."

For the House:

DOUGHERTY,
GRABOW,
HENDERSON.

For the Senate:

HUSBAND,
HIMSL,
SPARLING.

Explanation: Conference Committee report on House Bill No. 270, changed printed bill as follows: Prohibits the shooting of any game or fur bearing animal or any game bird on or from any highway. Strikes that portion of the bill that would grant the Fish and Game Commission power to change or suspend the closed season on game fish, game birds, game or fur bearing animals and substitutes the present law which grants the Commission power to change or suspend the closed season on game fish.

Moved by Dougherty that report be adopted. On roll call, report adopted by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Buck, Budas, Burke, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Fairgrieve, Freed, Goodwin, Gordon, Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McDermott, Metlen, Meyer, Minnick, Morris, Murphy, O'Day, Pauly, Porter, Rigg, Roll, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Troy, Ueland, Andrew, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 69.

Noes: Hamilton (Musselshell), McCormack, Miller, Moss, Parker, Quamme, Sheffer. Total 7.

Absent and not voting: Arnold (Rosebud), Brown (Cascade), Burrell, Ekegren, Erickson, Finlen, Grabow, Graff, Green, Hagestad, Haight, Hodgskiss, Knight, McFarland, Merriman, Nelstead, Nyquist, O'Connell, Pappin, Replogle, Rolph, Swope, Tinsley, Ueland, R. R., Vollmer. Total 25.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Sub. for Senate Bill No. 81, H. B. Nos. 101, 198, 312, 436.

HENDERSON, Chairman.

The Speaker gave notice that he was about to sign House Sub. for S. B. No. 81, H. B. Nos. 101, 198, 312, 436, and thereupon signed the same.

Mr. Speaker: We, the members of the Joint Conference Committee appointed to consider the Senate amendments to House Bill No. 254, respectfully report that the Committee has been unable to agree, and would request that we be discharged, and that another Conference Committee be appointed from the House, and that the House request another Conference Committee be appointed by the Senate.

For the House:

FAIRGRIEVE,
DORAN,
HAVERFIELD.

For the Senate:

BAKER,
PUTNAM,
HUSBAND.

Moved by Haverfield that report be adopted.

Substitute motion by Southmayd, to lay the committee report on the table, carried by the following standing vote: Ayes, 45; Noes, 15.

Moved by Leavitt that the House adjourn until Thursday, March 5, 1931, at 10:00 a. m. Motion seconded and carried.

W. R. FLACHSENHAR,

Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

SIXTIETH DAY

House of Representatives,
Helena, March 5, 1931.

House convened at 10:00 a. m., pursuant to adjournment.

Mr. Speaker in the chair.

Invocation by the Chaplain.

On roll call all members present except: Freed, excused.

Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 59th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

REPORTS OF STANDING COMMITTEES

The following reports were received from standing committees:

Mr. Speaker: We, your Committee on Mines and Mining, having had under consideration S. J. M. No. 7, "A Resolution memorializing the Senate of the United States for the passage of resolutions numbered 442 and 443, introduced by Senator Pittman, relative to the stabilization of the silver

market," respectfully report as follows: That S. J. M. No. 7, be not concurred in.

HENDERSON, Chairman.

On motion by Henderson, report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration S. B. No. 102, A Bill for an Act entitled: "An Act to amend Section 1005 of the Revised Codes of Montana of 1921, relating to the Organization of the Board of School Trustees," respectfully report as follows: That S. B. No. 102, be not concurred in.

HODGSKISS, Chairman.

On motion by Hodgskiss, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate as of date March 4, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Joint Conference Committee appointed for the consideration of Senate amendments to H. B. No. 254 reported that they were unable to agree and asked to be discharged, and a new Committee be appointed.

On motion, duly made and seconded, report was adopted; whereupon the President of the Senate appointed the following Senators to act as a Conference Committee with a like Committee from the House: Senator Fenton, Senator Parkin, Senator Delaney.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 147 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House.

Senate Committee on Education amendment to H. B. No. 147:

Amend by adding to Section 7 the following: "Provided, however, that if it appears to the board of school trustees of any district at any meeting thereof held prior to the general school election on the first Saturday in April, that a levy in excess of ten (10) mills will be required to maintain the schools in such district during the next ensuing school year, such board of trustees may determine the number of mills so required in excess of ten (10) mills, and may submit the question of such additional levy at the next ensuing general school election."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 73 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House.

Senate Committee of the Whole amendments to H. B. No. 73:

Amend by striking out Section 1 and renumbering the remaining sections to correspond, as follows: Section 2 becomes Section 1; Section 3 becomes Section 2; Section 4 becomes Section 3; Section 6 becomes Section 4.

Amend by striking out in line 1, Section 2, printed bill, the word "commission" and inserting in lieu thereof the words "State Board of Equalization," and further amend by striking out the word "commission" in lines 5, 13, 15 and 16 of Section 2, printed bill, and inserting in lieu thereof the word "board"; and further amend by striking out in Section 2 all of lines 21, 22, 23 and 24, after the word "thereof."

Amend by striking out in lines 1 and 3 of Section 3, printed bill, the word "commission" and inserting in lieu thereof the word "board," and also by striking out in line 1 of said Section 3 the word "secretaries."

Amend by striking out in line 1 of Section 4, printed bill, the word "commission" and inserting in lieu thereof the word "board."

Amend by striking out all of Section 5.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 290 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House.

Committee on Stockgrowing and Grazing amendments to H. B. No. 290:

Amend by striking out all of Sections 5, 6 and 7.

Amend Section 8 by striking out all of lines 2 and 3 and half of line 4 down to and including the word "or" where it appears the first time; and further amend by renumbering Section 8 to read Section 5.

Amend by renumbering Section 9 to read Section 6; Section 10 to read Section 7; and Section 11 to read Section 8.

Amend by striking out Section 12.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that H. B. No. 434 was this day read three several times and concurred in as amended, title agreed to, and bill is herewith returned to the House.

Committee on Allocation of State Bond Funds amendments attached to original bill.

Senate Committee of the Whole amendment to H. B. No. 434:

Amend in Section 3, printed bill, by adding after the word "Dollars," in line 24, the following: "Not over 5% of which may be used for improvements of grounds and approaches."

Also amend in Section 3 by inserting at the end of line 30, page 3, printed bill, the words "Not over 5% of which may be used for improvements of grounds and approaches."

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read three several times and concurred in, titles agreed to, and bills are herewith returned to the House: H. B. No. 347; H. B. No. 399; H. B. No. 445; H. B. No. 452.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day reported for non-concurrence, and bills are herewith returned to the House: H. B. No. 158; H. B. No. 260; H. B. No. 295; H. B. No. 410.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Standing Committees this day reported as follows, reports adopted:

Committee on Education: That H. B. No. 265 be not concurred in.

Committee on Education: That H. B. No. 281 be not concurred in.

Committee on Stockgrowing and Grazing: That H. B. No. 290 be amended by striking out all of Sections 5, 6 and 7; by striking out in Section 8, all of lines 2 and 3 and half of line 4, down to and including the word "or" where it appears the first time; and further amend by re-numbering Section 8 to read Section 5.

Amend Section 9 to read Section 6; Section 10 to read Section 7; Section 11 to read Section 8.

Amend by striking out Section 12.

And as so amended, recommend the bill be concurred in.

Committee on Allocation of State Bond Funds: That H. B. No. 434 be amended as follows:

By striking out in Section 2 of the Engrossed Bill in lines 15 and 16 on page 2 after the word "of" the words and figures "Two Million Two Hundred Twenty Thousand Dollars (\$2,220,000.00)" and insert in lieu thereof, the words and figures "Two Million Ninety-six Thousand Five Hundred Dollars (\$2,096,500.00)."

By striking out in Section 3 of the Engrossed Bill in line 12 on page 3 the words "Seventy-seven Thousand one Hundred Five Dollars" and inserting in lieu thereof, the words "Sixty-seven Thousand One Hundred Five Dollars."

By striking out in Section 3 of the Engrossed Bill in line 29 on page 3 the words and figures "Five Hundred Sixty-six Thousand Dollars—\$566,000.00" and inserting in lieu thereof, the words "Four Hundred Forty-four Thousand Five Hundred Dollars—\$444,500.00."

By striking out in Section 3 of the Engrossed Bill in lines 1 and 2 on page 4 the words and figures "One Hundred Forty Thousand Dollars—\$140,000.00" and substituting in lieu thereof, the words and figures "One Hundred Five Thousand Dollars—\$105,000.00."

By striking out in Section 3 of the Engrossed Bill in lines 3 and 4 on page 4 the words and figures "One Hundred Thirty-five Thousand Dollars—\$135,000.00" and inserting in lieu thereof, the words and figures "One Hundred Five Thousand Dollars—\$105,000.00."

By striking out in Section 3 of the Engrossed Bill in line 5 on page 4 the words and figures "Fifty-five Thousand Dollars—\$55,000.00" and inserting in lieu thereof, the words and figures "Forty Thousand Dollars—\$40,000.00."

By striking out in Section 3 of the Engrossed Bill in lines 6 and 7 on page 4 the words and figures "Seventy-five Thousand Dollars—\$75,000.00" and inserting in lieu thereof, the words and figures "Sixty Thousand Dollars—\$60,000.00."

By striking out in line 8 page 4 in Section 3 of the Engrossed Bill the words and figures "Fifteen Thousand Dollars—\$15,000.00" and inserting in lieu thereof, the words and figures "Seven Thousand Five Hundred Dollars—\$7,500.00."

By striking out in Section 3 of the Engrossed Bill in line 9 on page 4 the words and figures "Five Thousand Dollars—\$5,000.00" and inserting in lieu thereof, the words and figures "Three Thousand Dollars—\$3,000.00."

By striking out in Section 3 of the Engrossed Bill in lines 10 and 11, page 4 the words and figures "Twelve Thousand Dollars—\$12,000.00" and inserting in lieu thereof, the words and figures "Ten Thousand Dollars—\$10,000.00."

By striking out in lines 14 and 15, page 4 of the Engrossed Bill, the words and figures "Twenty-two Thousand Two Hundred Fifty Dollars—\$22,250.00" and inserting in lieu thereof, the words and figures "Eighteen Thousand Two Hundred Fifty Dollars—\$19,250.00."

By striking out in Section 3 of the Engrossed Bill in lines 16 and 17 on page 4 the words and figures "Twenty Thousand Dollars—\$20,000.00"

and substituting in lieu thereof, the words and figures "Seventeen Thousand Dollars—\$17,000.00."

By striking out in Section 3 of the Engrossed Bill in line 20 of page 4 the words and figures "Five Thousand Dollars—\$5,000.00" and substituting in lieu thereof, the words and figures "Two Thousand Dollars—\$2,000.00."

By striking out in Section 3 of the Engrossed Bill in lines 21 and 22 of page 4 the words and figures "Twenty Thousand Dollars—\$20,000.00" and inserting in lieu thereof, the words and figures "Eighteen Thousand Dollars—\$18,000.00."

By striking out in Section 3 of the Engrossed Bill in lines 23 and 24 of page 4 the words and figures "Ten Thousand Two Hundred Fifty Dollars—\$10,250.00" and inserting in lieu thereof, the words and figures "Seven Thousand Two Hundred Fifty Dollars—\$7,250.00."

By striking out in Section 3 of the Engrossed Bill in line 2 of page 10 the words and figures "Fifteen Thousand Dollars—\$15,000.00" and inserting in lieu thereof, the words and figures "Thirteen Thousand Dollars—\$13,000.00."

By striking out in Section 3 of the engrossed bill in line 4 on page 10 the words and figures "Twelve Thousand Dollars—\$12,000.00" and inserting in lieu thereof, the words and figures "Ten Thousand Dollars—\$10,000.00."

And as so amended, recommend the bill be concurred in.

Committee on Finance and Claims: That H. B. No. 452 be concurred in.

Committee on Roads and Highways: That H. B. No. 295 be concurred in.

Committee on Roads and Highways: That H. B. No. 347 be concurred in.

Committee on Roads and Highways: That H. B. No. 399 be concurred in.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate Committee of the Whole this day, having had under consideration business on General File, respectfully report and recommend as follows:

That H. B. No. 260 be not concurred in.

That H. B. No. 73 be amended in the title so that it will read as follows: A Bill for an Act entitled "An Act to provide for the study, investigation and report on the subject of taxation and expenditures of public moneys in the State of Montana by the State Board of Equalization; defining its powers and duties in that regard and making an appropriation therefor"; also amend by striking out Section 1 and renumbering the remaining sections to correspond as follows: Section 2 becomes Section 1; Section 3 becomes Section 2; Section 4 becomes Section 3 and Section 6 becomes Section 4. Also amend by striking out in line 1 of Section 2, printed bill, the word "commission" and inserting in lieu thereof the words "State Board of Equalization"; and to further amend by striking out the word "commission" in lines 5, 13, 15 and 16 of Section 2, printed bill, and inserting in lieu thereof the word "board"; and to further amend by striking out in Section 2 all of lines 21, 22, 23 and 24 of the printed bill after the word "thereof."

Also amend by striking out in lines 1 and 3 of Section 3, printed bill, the word "commission" and inserting in lieu thereof the word "board," and also by striking out in line 1 of said Section 3 the word "secretaries."

Also amend by striking out in line 1 of Section 4 of the printed bill the word "commission" and inserting in lieu thereof the word "board."

Also amend by striking out all of Section 5.

And as so amended, recommend same be concurred in.

That H. B. No. 452 be concurred in.

That H. B. No. 434 be amended in Section 3, printed bill, by adding after the word "Dollars," in line 24, the following: "Not over 5% of which may be used for improvements of grounds and approaches."

Also amend in Section 3 by inserting at the end of line 30, page 3, printed bill, the words "not over 5% of which may be used for improvements of grounds and approaches."

And as so amended, recommend the bill be concurred in.

That H. B. No. 290 be concurred in.

That H. B. No. 445 be concurred in.

That H. B. No. 295 be concurred in.

That H. B. No. 347 be concurred in.

That H. B. No. 399 be concurred in.

That H. B. No. 147 be concurred in.

That H. B. No. 158 be amended by amending the Committee of the Whole amendment in Section 1 by striking out in line 10 the words, "Board of Examiners", and inserting in lieu thereof the following: "Provided, further that each member shall devote his entire time to the duties of the office and shall not hold any position of trust or profit or engage in any occupation or business interfering or inconsistent with his duties as a member of such board, or serve on or under any Committee of any political party or organization, or take part, either directly or indirectly, in any political campaign in the interest of any political party or organization or candidate for office." Also amend in Section 1 by inserting in the Senate amendment after the word, "Governor", the words, "with the approval of the Senate." And as so amended, recommend same be concurred in.

Very truly,

J. F. CONE,

Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Fairgrieve that the Conference Committee report on H. B. No. 254 be taken from the table. Motion seconded and carried.

Moved by Fairgrieve that the report of the Conference Committee on H. B. No. 254, be adopted and a new conference committee appointed. Motion seconded and carried, whereupon the Speaker appointed Pauly of Powell, Murphy of Deer Lodge and Pappin of Cascade to act with a like committee from the Senate on H. B. No. 254.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Casey of Silver Bow in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to House Bills Nos. 73 and 147, respectfully recommend:

That Senate amendments to H. B. No. 73, be concurred in.

That Senate amendments to H. B. No. 147, be concurred in.

CASEY, Chairman.

On motion by Casey, report adopted.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

Spangler of Mineral in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to House Bills Nos. 290 and 434, respectfully recommend:

That Senate amendments to H. B. No. 290, be concurred in.

That Senate amendments to H. B. No. 424, consideration be passed temporarily.

SPANGLER, Chairman.

On motion by Spangler, report adopted.

THIRD READING OF SENATE BILLS

Senate Bill No. 5, introduced by Kemmis, A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 2 of article IX of the Constitution of the State of Montana relating to the qualifications required of persons to entitle them to vote at General Elections, for all officers elective by the people and upon questions that may be submitted to the vote of the people or electors."

Be it Enacted by the Legislative Assembly of the State of Montana:

Section 1. That Section 2 of Article IX of the Constitution of the State of Montana be amended as hereinafter provided and that the question of such amendment be submitted to the qualified electors of the State of Montana at the next general election.

Section 2. That Section 2 of Article IX of the Constitution of the State of Montana be, and the same is hereby amended to read as follows:

"Section 2. Every person of the age of twenty-one years or over, possessing the following qualifications, shall be entitled to vote at all general elections and for all officers that now are, or hereafter may be, elective by the people, and, except as hereinafter provided, upon all questions which may be submitted to the vote of the people or electors:

First, he shall be a citizen of the United States;

Second, he shall have resided in this State one year immediately preceding the election at which he offers to vote, and in the town, county or precinct such time as may be prescribed by law.

If the question submitted concerns the creation of any levy, debt, or liability the person, in addition to possessing the qualifications above mentioned, must also be a taxpayer whose name appears upon the last preceding completed assessment roll, in order to entitle him to vote upon such question. Provided, first, that no person convicted of felony shall have the right to vote unless he has been pardoned or restored to citizenship by the Governor; provided, second, that nothing herein contained shall be construed to deprive any person of the right to vote who has such right at the time of the adoption of this constitution; provided, that after the expiration of five years from the time of the adoption of this constitution, no person except citizens of the United States shall have the right to vote."

Section 3. That separate official ballots shall be provided at the general election to be held in November, 1932, which shall have printed thereon the words:

For the amendment to the Constitution relating to the qualifications required of persons to entitle them to vote, and the words:

Against the amendment to the Constitution relating to the qualifications required of persons to entitle them to vote.

And the elector shall indicate his preference by marking an "X" before the proposition for which he desires to vote, and the result of the vote on said question shall be determined and declared as provided by law.

Section 4. All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 5. This Act shall be in full force and effect after its passage and approval."

Having been read three several times at length, title and history agreed upon, was concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Freed, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Phillips), Hanson, Henderson, Hodgskiss, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, Mason, McCormack, Meyer, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Day, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 76.

Noes: Arnold (Rosebud), Buck, Casey, Fairgrieve, Goodwin, Hamilton (Musselshell), Haverfield, Lillis, Martin, McDermott, McFarland, Merriman, Metlen, Morris, Moss, O'Connell, Replogle, Roll, Salyerds, Sheffer, Watson (Meagher), Wilson. Total 22.

Absent and not voting: Graff, Knight, Pappin. Total 3.

House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES

The following reports were received from Conference Committees:

Mr. Speaker: We, your Conference Committee, having had under consideration Senate amendments to Sub. H. B. No. 443, beg leave to report as follows: That the House concur in Senate amendments.

For the Senate:
SURVANT,
DUNCAN,
EATON.

For the House:
DUNN.
EKEGREN.

Moved by Dunn, that report be adopted.

Substitute motion by Benjamin, that report be not adopted and a new conference committee be appointed, duly seconded, and carried by the following standing vote: Ayes, 48; Noes, 38.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report we have this day presented to his Excellency, the Governor, the following House Bills: Nos. 396, 197, 395, 198, 323, 322, 312, House Substitute for S. B. No. 81, House Bills Nos. 101, 205, 95, 271, 34, 282, H. J. R. No. 7, House Bills Nos. 413, 4, 426, 436, 441, 446, 451. Dated March 5, 1931, 11:55 a. m.

HENDERSON, Chairman.

Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bill No. 452.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign House Bill No. 452, and thereupon signed the same.

The Speaker appointed the following to act as a conference committee on Sub. H. B. No. 443: Kruse of Garfield, Finlen of Silver Bow and Roll of Cascade.

MOTIONS AND RESOLUTIONS

Moved by Metlen that a select committee be appointed to draft a suitable resolution on the death of the Mother of Member Eldon Freed. Motion seconded and carried.

Moved by Leavitt that the House recess until 2:00 p. m. Motion seconded and carried.

AFTERNOON SESSION

House resumed at 2:00 p. m., pursuant to recess.

Mr. Speaker in the chair.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, March 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate this day, in conformity with communication from the House, appointed the following Senators to act as a Conference Committee with a like Committee from the House for the consideration of Senate amendments to Sub. H. B. No. 442: Senator Himsl, Senator Corwin, Senator McCleary.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena,, March 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the Joint Conference Committee, appointed for the consideration of amendments to S. B. No. 41, was this day, on roll call, adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the Joint Conference Committee, appointed for the consideration of Senate Amendments to H. B. No. 270, was this day, on roll call, adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

Moved by Fairgrieve, Chairman of Employment Committee, that the House Employment Committee be, and it is hereby authorized to employ such help as it finds necessary to complete the word of the Twenty-second Legislative Assembly. Motion seconded and carried.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 73, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee,

Cole, Cooney, Cranston, Curran, Dellwo, Doran, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Gordon, Grabow, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Mason, McCormack, McDermott, Metlen, Meyer, Miller, Morris, Moss, Murphy, O'Day, Pappin, Pauly, Porter, Quamme, Rigg, Rolph, Ross, Salyerds, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Arnold (Rosebud), Bechtel, Buck, Darlington, Dougherty, Finlen, Goodwin, Graff, Green, Henderson, Kruse, Martin, McFarland, Merriman, Minnick, Nelstead, Nyquist, O'Connell, Parker, Replogle, Roll, Ryder, Sample. Total 23.

The Speaker gave notice he was about to sign Senate Bills Nos. 87, 32, 107, 92, and thereupon signed the same.

Senate amendments to H. B. No. 147, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Hodgskiss, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Meyer, Miller, Morris, Moss, Murphy, Nelstead, O'Connell, O'Day, Pappin, Porter, Quamme, Replogle, Rigg, Rolph, Ross, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Arnold (Rosebud), Coffee, Finlen, Graff, Green, Merriman, Minnick, Nyquist, Parker, Pauly, Roll, Ryder, Salyerds, Sample, Shannon. Total 15.

Senate amendments to H. B. No. 290, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Freed, Goodwin, Gordon, Grabow, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Manning, Martin, McDermott, McFarland, Metlen, Meyer, Miller, Morris, Moss, Nelstead, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rigg, Rolph, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Arnold (Rosebud), Dellwo, Finlen, Graff, Green, Henderson, Kruse, Logan, Mason, McCormack, Merriman, Minnick, Murphy, Nyquist, Pauly, Roll, Ross, Shannon. Total 18.

House reverted to Order of Business No. 5.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate:

Helena, March 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, concurred in House amendments to S. B. No. 5.

Very truly, J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, adopted the Joint Conference Committee report on H. B. No. 229.

Very truly, J. F. CONE,
Secretary of the Senate.

House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:

Mr. Speaker: We, your Conference Committee, having had under consideration S. B. No. 41, as amended by the House, beg leave to report and recommend that the House amendments of the bill be not concurred in, and as a substitute, we recommend that the bill be now amended by striking out lines 19, 20, 21 and 22 of the printed bill and by adding after the word "bank" in line 18 of the printed bill, the following: "and such consolidated bank shall have and enjoy the right equal as to priorities with any other applicant to appointment by the courts to the offices of executor, administrator, guardian and/or trustee under any will or other instrument made prior to such consolidation and by which will or instrument such consolidating bank was nominated by the maker to such office".

For the Senate:
SCHNITZLER
HIGBIE
WALKER

For the House:
BUDAS
DARLINTON
HAMILTON (Phillips)

Moved by Budas that report be adopted.

Substitution motion by Meyer, that the House do not concur in the Conference Committee Report, lost by the following standing vote: Ayes, 33; Noes, 36.

On roll call the report of the Conference Committee on S. B. No. 41, was adopted by the following vote:

Ayes: Arnold (Stillwater), Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Cole, Cooney, Curran, Darlinton, Dellwo, Dougherty, Dunn, Gordon, Graff, Hamilton (Phillips), Hanson, Jarrett, Knight, Leavitt, Lillis, Miller, Moss, Murphy, Nelstead, O'Day, Pappin, Pauly, Porter, Ryder, Salyerds, Sample, Southmayd, Spangler, Stewart, Tinsley, Ueland, Andrew; Vollmer, Waite, Waring, Watson (Missoula), Willard, Woodcock, Mr. Speaker. Total 46.

Noes: Adair, Buck, Casey, Chapman, Coffee, Cranston, Erickson, Fairgrieve, Freed, Goodwin, Grabow, Hagestad, Haight, Hamilton (Musselshell), Haverfield, Hodgskiss, Lewis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Meyer, Morris, Nyquist, O'Connell, Parker, Quamme, Replogle, Rigg, Rolph, Schilling, Shannon, Sheffer, Sullivan, Swope, Troy, Ueland, R. R., Watson (Meagher), Wilson. Total 42.

Absent and not voting: Arnold (Rosebud), Bechtel, Doran, Ekegren, Finlen, Green, Henderson, Kruse, Logan, Merriman, Minnick, Roll, Ross. Total 13.

Mr. President of the Senate, and Mr. Speaker of the House: We, your Conference Committee having had under consideration, Senate amendments to H. B. No. 229, respectfully report as follows: The Senate recedes from its amendment to line 14, of the original bill, the House agrees to Senate amendment in line 17, of the original bill.

For the Senate:

SHELVER
PARKIN
WALKER

For the House:

MOSS
GRABOW
KRUSE

Moved by Moss, that report be adopted.

On roll call report adopted by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Freed, Goodwin, Gordon, Grabow, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Manning, Martin, McCormack, McDermott, Metlen, Meyer, Miller, Moss, Murphy, O'Connell, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Rolph, Ryder, Sample, Salyerds, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Arnold (Rosebud), Fairgrieve, Green, Graff, Finlen, Henderson, Kruse, Logan, Mason, McFarland, Merriman, Minnick, Morris, Nelstead, Nyquist, Pappin, Roll, Ross, Shannon. Total 19.

The Speaker appointed Knight of Cascade, Metlen of Beaverhead and Moss of Flathead to draft a resolution on the death of Member Eldon Freed's mother.

CONSIDERATION OF GENERAL ORDERS

Moved by Leavitt that the House resolve itself into Committee of the Whole for the Consideration of General Orders. Motion seconded and carried.

McDermott of Silver Bow in the chair.

Committee arose. House resumed.

Mr. Speaker in the chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Senate amendments to H. B. No. 434, respectfully recommend:

That Senate amendments to H. B. No. 434, be concurred in.

McDERMOTT, Chairman.

On motion by McDermott, report adopted.

THIRD READING OF HOUSE BILLS

Senate amendments to H. B. No. 434, having been read three several times, were concurred in by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cranston, Curran, Darlington, Dellwo, Doran,

Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Gordon, Graff, Green, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McFarland, Metlen, Miller, Minnick, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Replogle, Rigg, Sample, Schilling, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 77.

Noes: Blewett, Goodwin, Hagestad, McDermott, Meyer. Total 5.

Absent and not voting: Cooney, Finlen, Freed, Grabow, Henderson, Knight, Kruse, Logan, McCormack, Merriman, Morris, Moss, Roll, Rolph, Ross, Ryder, Salyerds, Shannon, Vollmer. Total 19.

House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:

Mr. President and Mr. Speaker: We, your Conference Committee on S. B. No. 13, introduced by Pauline, unanimously agree and recommend that the House recede from all amendments placed in said bill, and that said bill be concurred in as passed by the Senate.

For the Senate:

PAULINE
DONOVAN
STEWART

For the House:

SAMPLE
FAIRGRIEVE
O'DAY

Moved by Sample, that the report be adopted.

On roll call the report was adopted by the following vote:

Ayes: Adair, Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dunn, Dougherty, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Graff, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Hodgskiss, Jarrett, Knight, Leavitt, Lewis, Lillis, Manning, Martin, Mason, McCormack, McDermott, McFarland, Meyer, Miller, Morris, Murphy, Nelstead, Nyquist, O'Connell, O'Day, Pappin, Parker, Quamme, Replogle, Rigg, Rolph, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Tinsley, Ueland, Andrew; Ueland, R. R., Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Arnold (Rosebud), Buck, Doran, Finlen, Freed, Grabow, Green, Henderson, Kruse, Logan, Merriman, Metlen, Minnick, Moss, Pauly, Porter, Roll, Ross, Ryder, Salyerds, Troy, Vollmer, Waite. Total 23.

Mr. Speaker: We, your Conference Committee on Senate Amendments to Sub. H. B. No. 308, beg leave to report as follows: That Senate Amendment in Section 1 be amended to read as follows: "In every person engaged in the business of buying, selling or dealing in eggs, other than those of own production, and those persons, firms or corporations who do not buy and sell more than an average of 25 cases of eggs per month for any one year, shall obtain a license from the Commissioner of Agriculture for each establishment at which said business is conducted, and shall render to the Commissioner of Agriculture such reports as may be requested by said Commissioner. The fee for such licenses shall be \$5.00 for dealers buying eggs for re-sale, and \$20.00 for dealers buying eggs for re-sale at wholesale. The license shall be posted in a conspicuous place

in each place of business. Such licenses shall expire March 31st each year after the date of issue"; and as amended, recommend that the same be concurred in.

For the Senate:

GUSTAFSON
CAMPBELL
WILLIS

For the House:

McCORMACK
SHANNON
RYDER

EXPLANATION: Exempting dealers who do not handle over an average of 25 cases of eggs a month for any one year from the provisions of this Act. Increasing the license of wholesale dealers from \$10.00 to \$20.00, the license fee.

For the Senate:

GUSTAFSON
CAMPBELL
WILLIS

For the House:

McCORMACK
SHANNON
RYDER

Moved by Ryder that report be adopted.

Substitute motion by Quamme that report be not adopted, lost by standing vote.

On roll call report adopted by the following vote:

Ayes: Arnold (Stillwater), Brown (Gallatin), Brown (Cascade), Buck, Burrell, Coffee, Casey, Cole, Curran, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Graff, Haight, Hanson, Haverfield, Jarrett, Leavitt, Lillis, Manning, Mason, McCormack, McFarland, Moss, Nelstead, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Ryder, Sal-yerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Stewart, Sullivan, Swope, Watson (Meagher), Watson (Missoula), Willard, Wilson, Mr. Speaker. Total 52.

Noes: Adair, Benjamin, Budas, Burke, Chapman, Cooney, Cranston, Fairgrieve, Goodwin, Gordon, Grabow, Hagestad, Hamilton (Musselshell), Knight, Lewis, Martin, McDermott, Meyer, Miller, Murphy, Rigg, Spangler, Ueland, R. R., Vollmer, Waring, Woodcock. Total 26.

Absent and not voting: Arnold (Rosebud), Bechtel, Blewett, Finlen, Freed, Green, Hamilton (Phillips), Henderson, Hodgskiss, Kruse, Logan, Merriman, Metlen, Minnick, Morris, Nyquist, Pauly, Roll, Rolph, Ross, Tinsley, Troy, Waite. Total 23.

Passed vote: Ueland, Andrew. Total 1.

Mr. Speaker: We, your Conference Committee, appointed to consider amendments to House Bill No. 71, beg leave to report and recommend as follows: That the House concur in the Senate amendments by the Committee of the Whole to the said House Bill No. 71 and that said Bill be further amended, by adding after the word "occurs" in line 19 of Section 2 of the typewritten bill, the following: "All vacancies occurring from any other cause shall be filled by election upon proclamation of the Governor.

For the Senate

CAMPBELL
KANE
Burr

For the House:

McCORMACK
LEAVITT
DELLWO

Moved by Leavitt that report be adopted.

On roll call, report adopted by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Galatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Goodwin, Gordon, Grabow, Graff, Hagestad, Haight, Hamilton (Musselshell), Hanson, Haverfield, Henderson, Jarrett, Knight, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Meyer, Miller, Moss, Murphy, Nelstead, O'Connell, O'Day, Pappin, Parker, Porter, Quamme, Replogle, Rolph, Ross, Ryder, Salyerds, Sample, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Swope, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Adair, Arnold (Rosebud), Buck, Finlen, Freed, Green, Hamilton (Phillips), Hodgskiss, Kruse, Merriman, Metlen, Minnick, Morris, Nyquist, Pauly, Rigg, Roll, Schilling, Tinsley. Total 19.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Governor as of date March 5, 1931:

The Speaker: House of Representatives, Helena: I have the honor to advise you that I have this day approved House Bill No. 452, relating to transfer of certain moneys appropriated in House Bills Nos. 2 and 447 of the Twenty-second Legislative Assembly.

J. E. ERICKSON, Governor.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 347, Sub. 211.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. B. No. 347 and Sub. H. B. No. 211, and thereupon signed the same.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: Sub. H. B. No. 313, H. B. Nos. 324, 209.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign Sub. H. B. No. 313 and H. B. Nos. 324 and 209, and thereupon signed the same.

The following communications were received from the Senate:

Helena, March 4, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the Joint Conference Committee appointed to confer on Senate Amendments to H. B. No. 253 was this day read, and on roll call, rejected; thereupon, by motion duly made and seconded, the Senate requests the House to return said H. B. No. 253 for further consideration.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, reconsider its action by which Joint Conference Committee Report on H. B. No. 253 was rejected. Thereupon, on roll call, report of said Joint Committee was adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call, adopted the report of the Joint Conference Committee on consideration of Amendments to Senate Bill No. 13.

Very truly,

J. F. CONE,
Secretary of the Senate.

Helena, March 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Joint Conference Committee reports on H. B. No. 71 and H. B. No. 308, were this day, on roll call, adopted by the Senate.

Very truly,

J. F. CONE,
Secretary of the Senate.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 399, 445, 246.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. B. Nos. 399, 445, 246, and thereupon signed the same.

REPORTS OF SELECT COMMITTEES

The following reports were received from conference committees:

Mr. Speaker: We, your Conference Committee, having had under consideration Senate amendments to Substitute House Bill No. 443, beg leave to report as follows: Concur Senate Amendment to Substitute House Bill No. 443, Section 3, lines 10 and 11 page 2, being line 2 of page 2 of the printed bill, to read "five-twelfths (5/12)". Concur Senate Amendment to Section 6, line 2, page 4, being line 2 of Section 6 on page 3 of the printed bill to read "five-twelfths (5/12)". And that the Senate recede from all other amendments.

For the House:

KRUSE
ROLL
FINLEN

For the Senate:

HIMSL
CORWIN
McCLEARY

EXPLANATION: This report if adopted will leave Substitute House Bill No. 443 in its original form with the exception that the levies in Section 3 and Section 6 will read "five-twelfths (5/12) of one mill" instead of "thirty-five hundredths (35/100) of one mill".

Moved by Kruse that report be adopted.

Substitute motion by Dellwo that report be not adopted, lost and report adopted on roll call by the following vote:

Ayes: Arnold (Stillwater), Bechtel, Benjamin, Blewett, Budas, Burrell, Chapman, Coffee, Cranston, Curran, Doran, Dougherty, Ekegren, Erickson, Fairgrieve, Finlen, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Kruse, Leavitt, Lewis, Logan, Manning, McCormack, McDermott, McFarland, Merriman, Meyer, Miller, Minnick, Moss, Nelstead, Nyquist, Parker, Pauly, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Sample, Schilling, Shannon, Sheffer, Spangler, Sullivan, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 66.

Noes: Adair, Arnold (Rosebud), Brown (Gallatin), Brown (Cascade), Burke, Casey, Cole, Cooney, Darlinton, Dellwo, Dunn, Knight, Lillis, Martin, Mason, Metlen, Murphy, O'Connell, O'Day, Pappin, Porter, Salyerds, Southmayd, Stewart, Tinsley, Willard. Total 26.

Absent and not voting: Buck, Freed, Goodwin, Graff, Henderson, Hodgskiss, Morris, Repogle, Swope. Total 9.

Mr. Speaker: We, your Conference Committee, appointed to confer upon House Bill No. 243, beg leave to report as follows:

By striking out all Senate amendments in Section 1, lines 9 to 19 inclusive, of the printed bill, and amending printed bill as follows:

By striking out in Section 1, page 1, line 9, the words and figures "Thirty Thousand One Hundred Dollars \$30,100.00" and inserting in lieu thereof the words and figures "Twenty-six Thousand Five Hundred Dollars \$26,500.00."

By striking out in lines 11 and 12, the words and figures "Four Thousand Seven Hundred Ninety Dollars \$4,790.00," and inserting in lieu thereof the words and figures "Three Thousand Seven Hundred Dollars \$3,700.00."

By striking out in line 15, the words and figures "One Thousand Forty Dollars \$1,040.00," and inserting in lieu thereof the words and figures "One Thousand Dollars \$1,000.00."

By striking out in line 17, the words and figures "Eleven Thousand Seven Hundred Dollars \$11,700.00," and inserting in lieu thereof the words and figures "Nine Thousand Three Hundred Dollars \$9,300.00."

By striking out line 19, printed bill.

By striking out line 21, and inserting in lieu thereof the words "FROM THE REVOLVING OR MOTOR CARRIER FUND."

Amend line 22 by inserting after the word "Salaries" the words and figures "Two Thousand Four Hundred Dollars \$2,400.00." Strike out the word "and" and insert the word "for."

By striking out in Section 1, page 2, line 58, after the word "used" the Senate amendment "as expenses," to which the Senate committee recedes.

To the amendment of the Senate Committee of the Whole, to strike out in Section 1, line 65 of the printed bill, and inserting the words and figures "Nineteen Thousand Dollars \$19,000.00," your committee reports that the special Senate Committee recedes in this particular.

To the amendment to strike out lines 67 and 68 of the printed bill, and inserting in lieu thereof the words and figures "Thirteen Thousand Seven Hundred Seventy-five Dollars \$13,775.00," the House Committee recommends that the House recedes in this particular.

Under Section 1, page 4, line 120 of the printed bill, the Senate amended to read "For Salaries Six Thousand Five Hundred Dollars \$6,500.00," your committee reports that the special Senate Committee recedes, and the figures as inserted by the House "Six Thousand Eight Hundred Dollars \$6,800.00" stand.

Section 2. By striking out in Section 2, page 6, lines 9 to 19, all Senate amendments, and amending printed bill as follows:

By striking out in Section 2, page 6, line 9, the words and figures "Thirty Thousand One Hundred Dollars \$30,100.00," and inserting in lieu thereof the words and figures "Twenty-six Thousand Five Hundred Dollars \$26,500.00."

By striking out in Section 2, page 6, lines 11 and 12, the words and figures "Four Thousand Seven Hundred Ninety Dollars \$4,790.00," and inserting in lieu thereof the words and figures "Three Thousand Seven Hundred Dollars \$3,700.00."

By striking out in Section 2, page 6, line 15, the words and figures "One Thousand Thirty-five Dollars \$1,035.00," and inserting in lieu thereof the words and figures "One Thousand Dollars \$1,000.00."

By striking out in line 17, the words and figures "Eleven Thousand Seven Hundred Dollars \$11,700.00," and inserting in lieu thereof the words and figures "Nine Thousand Three Hundred Dollars \$9,300.00."

By striking out in Section 2, page 6, line 19.

By striking out in Section 2, page 6, line 21, and inserting in lieu thereof the words "FROM THE REVOLVING OR MOTOR CARRIER FUND."

Amend line 22 by inserting after the word "Salaries" the words and figures "Two Thousand Four Hundred Dollars \$2,400.00." Strike out the word "and" and insert the word "for."

By striking out in Section 2, page 7, line 62 after the word "used" the Senate amendment "as expenses," to which the Senate Committee recedes.

To all other amendments of the Senate Committee, the House Committee recedes, and recommends that this report be adopted.

For the Senate:

COWAN
SCHNITZLER
WALKER

For the House:

GREEN
ARNOLD (Rosebud)
NYQUIST

Moved by Sample that report be adopted.

On roll call, report adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nestead, Nyquist, O'Connell, O'Day, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 90.

Noes: Shannon, Stewart. Total 2.

Absent and not voting: Buck, Finlen, Freed, Goodwin, Graff, Hodgskiss, Morris, Replogle, Roll. Total 9.

Mr. Speaker: We, your Conference Committee of the House and Senate, having had under consideration Senate Amendments to House Bill No. 190, beg to report as follows:

Amend Senate Amendments to line 28, Section 1 of the printed bill, by striking out same and inserting in lieu thereof the following words and figures:

"Salaries for three Commissioners, Fifteen Thousand Dollars (\$15,000.00)—\$15,000.00.

Salary for one Secretary, Three Thousand Six Hundred Dollars (\$3,600.00)—\$3,600.00.

Salary for one Assistant Secretary, Three Thousand Dollars (\$3,000.00)—\$3,000.00.

Salary for one Corporation License Tax Auditor, Two Thousand Seven Hundred Dollars (\$2,700.00)—\$2,700.00.

Salary for one Field Man, Two Thousand Four Hundred Dollars (\$2,400.00)—\$2,400.00.

Salary for one Chief Stenographer, Two Thousand One Hundred Dollars (\$2,100.00)—\$2,100.00.

Salaries for two Assistant Stenographers, Three Thousand Dollars (\$3,000.00)—\$3,000.00.

Amend Senate amendments to line 34 of printed bill, by striking out the words and figures "Twelve Thousand Dollars (\$12,000.00)" and inserting in lieu thereof the words and figures: "Fifteen Thousand Dollars—\$15,000.00."

Amend Senate amendments to line 35 of printed bill, by striking out the words and figures "Three Hundred Dollars (\$300.00)" and inserting in lieu thereof the words and figures "One Thousand Dollars (\$1,000.00)—\$1,000.00."

Amend Senate amendments to lines 36 and 37 of printed bill, by striking out the words and figures "Three Thousand Dollars (\$3,000.00)" and inserting in lieu thereof the words and figures "Five Thousand Six Hundred Dollars (\$5,600.00)—\$5,600.00."

Amend Senate amendments to line 52 of the printed bill, by striking out the words and figures "Seven Thousand Two Hundred Thirty-six Dollars (\$7,236.00)" and inserting in lieu thereof the words and figures "Seven Thousand Seven Hundred Dollars (\$7,700.00)—\$7,700.00."

Amend Senate amendment to line 53 of the printed bill by striking out the words and figures "One Hundred Dollars (\$100.00)" and inserting in lieu thereof the words and figures "Four Hundred Fifty Dollars (\$450.00)—\$450.00."

Amend Senate amendments to lines 54 and 55 of printed bill by striking out the words and figures "Eighteen Thousand, Six Hundred Sixty-four Dollars (\$18,664.00) and inserting in lieu thereof the words and figures "Twenty-one Thousand Eighty Dollars (\$21,080.00)—\$21,080.00."

Amend Senate amendment to line 125 of printed bill, by striking out the words and figures "Two Thousand Seven Hundred Dollars (\$2,700.00)" and inserting in lieu thereof the words and figures "Three Thousand Dollars (\$3,000.00)—\$3,000.00."

Amend Section 2 of printed bill, by striking out Senate amendments to line 28 and inserting in lieu thereof the following:

"Salaries for three Commissioners, Fifteen Thousand Dollars (\$15,000.00)"—\$15,000.00.

Salary for one Secretary, Three Thousand Six Hundred Dollars (\$3,600.00)"—\$3,600.00.

Salary for one Assistant Secretary, Three Thousand Dollars (\$3,000.00)"—\$3,000.00.

Salary for one Corporation License Tax Auditor, Two Thousand Seven Hundred Dollars (\$2,700.00)"—\$2,700.00.

Salary for one Field Man, Two Thousand Four Hundred Dollars (\$2,400.00)—\$2,400.00.

Salary for one Chief Stenographer, Two Thousand One Hundred Dollars (\$2,100.00)—\$2,100.00.

Salaries for two Assistant Stenographers, Three Thousand Dollars (\$3,000.00)"—\$3,000.00.

Amend Senate amendments to line 34 of printed bill by striking out the words and figures "Twelve Thousand Dollars (\$12,000.00)" and inserting in lieu thereof the words and figures "Fifteen Thousand Dollars (\$15,000.00)"—\$15,000.00.

Amend Senate amendments to line 35 of printed bill by striking out the words and figures "Three Hundred Dollars (\$300.00) and inserting in lieu thereof the words and figures "One Thousand Dollars (\$1,000.00)—\$1,000.00.

Amend Senate amendments to lines 36 and 37 of printed bill by striking out the words and figures "Three Thousand Dollars (\$3,000.00)" and inserting in lieu thereof the words and figures "Five Thousand Six Hundred Dollars (\$5,600.00)"—\$5,600.00.

Amend Senate amendments to line 51 of printed bill by striking out the words and figures "Seven Thousand Two Hundred Thirty-six Dollars (\$7,236.00)" and inserting in lieu thereof the words and figures "Seven Thousand Seven Hundred Dollars (\$7,700.00)"—\$7,700.00.

Amend Senate amendments to line 52 of the printed bill by striking out the words and figures "One Hundred Dollars (\$100.00)" and inserting in lieu thereof the words and figures "Four Hundred Fifty Dollars (\$450.00)"—\$450.00.

Amend Senate amendments to lines 53 and 54 of printed bill by striking out the words and figures "Eighteen Thousand Six Hundred Sixty-four Dollars (\$18,664.00)" and inserting in lieu thereof the words and figures "Twenty-one Thousand One Hundred Five Dollars (\$21,105.00)"—\$21,105.00.

Amend Senate amendments to line 125 of printed bill, by striking out the words and figures "Two Thousand Seven Hundred Dollars (\$2,700.00)" and inserting in lieu thereof the words and figures "Three Thousand Dollars (\$3,000.00)"—\$3,000.00.

And as so amended the Committee recommend the House concur in Senate amendment of House Bill No. 190.

For the House:

KRUSE
BROWN (Cascade)
RIGG

For the Senate:

CHURCH
THIEN
STAGGS (Chairman)

Moved by Kruse that report be adopted. On roll call, report adopted by following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Curran, Darlington, Dellwo, Dougherty, Dunn, Ekegren, Erickson, Fairgrieve, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Henderson, Jarrett, Knight, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, McDermott, McFarland, Merriman, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ross, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Sullivan, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Arnold (Stillwater), Buck, Darlington, Doran, Finlen, Freed, Goodwin, Graff, Hodgskiss, Mason, Morris, O'Day, Replogle, Stewart. Total 14.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 298, H. J. R. No. 5.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. B. No. 298 and H. J. R. No. 5, and thereupon signed the same.

MOTIONS AND RESOLUTIONS

Moved by Fairgrieve that the House members on the Conference Committee on H. B. No. 254 be discharged and a new committee appointed. Motion seconded and carried.

The Speaker thereupon appointed Fairgrieve of Carbon, Porter of Ravalli and Willard of Missoula to act with a like committee from the Senate on H. B. No. 254.

House reverted to Order of Business No. 5.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate as of date March 5, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the Joint Conference Committee appointed for the consideration of Senate Amendments to H. B. No. 243 was this day, on roll call, adopted.

Very truly,
J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the Joint Conference Committee appointed for the consideration of Senate Amendments to Sub. H. B. No. 443 was this day, on roll call, adopted.

Very truly,
J. F. CONE,
Secretary of the Senate.

Moved by Leavitt that the House recess subject to call of the chair. Motion seconded and carried.

HOUSE RESUMED

House resumed pursuant to recess.

Mr. Speaker in the chair.

The Speaker gave notice he was about to sign Senate Bills Nos. 13, 5, 114, 41, 89 and 31, and thereupon signed the same.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 368 and 270.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign House Bills Nos. 368 and 270, and thereupon signed the same.

REPORTS OF STANDING COMMITTEES

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Highways, having had under consideration Senate Bill No. 51, introduced by McCormick, A Bill for an Act entitled: "An Act to require certificates of title for registered motor vehicles; to facilitate the recovery of stolen or unlawfully taken motor vehicles; to provide for the licensing of dealers in used motor vehicles, trailers or semi-trailers; to prescribe the powers and duties of the vehicle department; to impose certain fees to carry out the purpose of this Act; to impose penalties for violations of this Act and to make uniform the law relating to the subject matter of this Act; and repealing Chapter 113 of the Session Laws of the Nineteenth Legislative Assembly of Montana of 1925 and Chapter 183 of the Session Laws of the Twenty-first Legislative Assembly of Montana of 1929, and Sub-section 4 of Section 1759 of the Revised Codes of Montana, 1921", respectfully report as follows: That Senate Bill No. 51 be not concurred in.

MOSS, Chairman.

On motion by Moss, report adopted.

Mr. Speaker: We, your Committee on Highways, having had under consideration Senate Bill No. 86, introduced by Stoutenburg, A Bill for an Act entitled: "An Act to amend Chapter 141 of the Session Laws of the Twenty-first Legislative Assembly, 1929, as amendatory to Chapter 154 of the Session Laws of the Eighteenth Legislative Assembly, 1923, as amended by Chapter 103 of the Session Laws of the Nineteenth Legislative Assembly, 1925, relating to transportation companies, making said Act applicable to common carriers operating within or without the limits of municipal corporations; and rules and regulations regarding bonds and insurance policies", respectfully report as follows: That Senate Bill No. 86 be not concurred in.

MOSS, Chairman.

On motion by Moss, report adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Senate as of date March 5, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the Joint Conference Committee appointed for the consideration of Senate Amendments to H. B. No. 190 was this day, on roll call, adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

REPORTS OF SELECT COMMITTEES

The following report was received from a Conference Committee.

Mr. Speaker: We, your Conference Committee on House Bill No. 237 report and recommend as follows: Recede all amendments heretofore made by the Senate and amend House Bill No. 237 as follows:

The following amendments refer to the lines and sections of the printed bill.

Amend Section 1 by striking out the entire section.

Amend Section 2 by striking out the entire section.

Amend Section 3 by striking out the word "shall" following the word "state," in line 6 and inserting in lieu thereof the word "may."

Amend Section 3 line 7 by inserting the word "county" following the word "which" and before the word "such."

Amend Section 3 by striking out the words "January second" in lines 14, and 28 and inserting in lieu thereof the words "March fifteenth."

Amend Section 3 by striking out the figure "5" in line 40 and inserting in lieu thereof the figure "3".

Amend Section 3 by inserting after the word "vehicle" in line 55 the following: "not otherwise subject to property tax in this State," and by inserting in line 57 after the word "State" the following words "District of Columbia or National Parks" and by inserting in line 58 after the word "State" the following words: "District of Columbia or National Parks."

Amend Section 3 by striking out the words and figures "December 31st" in line 69 and inserting in lieu thereof the words "March 15th"; and further amend said line 69 by inserting after the word "year" and before the word "in" the words "subsequent to the year."

Amend Section 4 lines 3, 7 and 15 by striking out the figure "3" following the word "section" and inserting in lieu thereof the figure "1".

Amend Section 8 by striking out the words "January first" in line 2 thereof and inserting in lieu thereof the words "March fifteenth."

Amend Section 9 by striking out the entire section and inserting in lieu thereof the words "All Acts and parts of Acts in conflict herewith are hereby repealed."

Amend by re-numbering Sections as follows: Section 3 will be Section 1; Section 4 will be Section 2; Section 5 will be Section 3; Section 6 will be Section 4; Section 7 will be Section 5; Section 8 will be Section 6; Section 9 will be Section 7.

Amend title by striking out in line 1 after the word "Entitled" all the rest of the line and striking out all of lines 2, 3, 4, 5, 6, 7, 8 and 9 and all of line 10 up to and including the word "vehicles" and inserting in lieu thereof the words "An Act."

Amend line 27 of the title by striking out the figures "3" and inserting in lieu thereof the figure "1".

Amend title by striking out in line 38 on page 2 all of the rest of the line after the word "repealing", and striking out all of line 39 and the figures and word "1929, and" in line 40.

And when so amended that the House Bill No. 237 be concurred in.

These amendments make the registration of Motor Vehicles start on March 15th.

Personal property is assessed the first Monday in March and payable immediately unless it is a lien on real property, under present laws.

These amendments make no change in the laws relative to taxation.

Chapter 171 of the Laws of the Twenty-first Session of 1929 are not repealed.

The County Treasurer is made a Deputy Registrar of Motor Vehicles for the purpose of making applications for license plates.

For the Senate:

COOPER
McCORMICK
McCLEARY

For the House:

MOSS
ADAIR
PAULY

Moved by Moss that report be adopted. On roll call, report adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Bechtel, Benjamin, Blewett, Brown (Gallatin), Brown (Cascade), Buck, Budas, Burke, Burrell, Casey, Chapman, Coffee, Cole, Cooney, Cranston, Darlinton, Dellwo, Doran, Dougherty, Dunn, Ekegren, Erickson, Finlen, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Haverfield, Jarrett, Leavitt, Lewis, Lillis, Logan, Manning, Martin, Mason, McCormack, McDermott, McFarland, Metlen, Meyer, Miller, Minnick, Moss, Murphy, Nelstead, Nyquist, O'Day, Parker, Pauly, Porter, Quamme, Replogle, Rolph, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Spangler, Stewart, Sullivan, Tinsley, Troy, Ueland, Andrew; Waite, Waring, Watson (Meagher), Watson (Missoula), Wilson, Woodcock, Mr. Speaker. Total 79

Noes: None.

Absent and not voting: Arnold (Stillwater), Curran, Fairgrieve, Freed, Goodwin, Graff, Henderson, Hodgskiss, Knight, Kruse, Merriman, Morris, O'Connell, Pappin, Rigg, Roll, Ross, Ryder, Swope, Ueland, R. R. Vollmer, Willard. Total 22.

MOTIONS AND RESOLUTIONS

The following resolution was read and on motion by Moss, duly adopted:

Resolution of Condolence Upon the Death of Mrs. Freed.

Mr. Speaker: We, your Special Committee on Resolutions, respectfully beg leave to report the following resolution for the consideration of this body:

WHEREAS, it has come to the knowledge of the Twenty-second Legislative Assembly that the beloved Mother of the Honorable Eldon Freed, Member of the House from Petroleum County, was taken in death yesterday.

WHEREAS, God in His infinite wisdom and who doth all things for the best, has seen fit to take from this earthly scene the Mother of our esteemed co-worker.

AND WHEREAS, the loss of a Mother, perhaps more than any other bereavement, always brings with it a sorrow which presses hard upon the hearts of men.

NOW THEREFORE, BE IT RESOLVED, that the House of Representatives of the Twenty-second Assembly of the State of Montana extends to Eldon Freed of Petroleum County, and to his family and his friends, its sincere sympathy and condolence, and

BE IT FURTHER RESOLVED, that a copy of these resolutions, signed by the Speaker of the House, be spread upon the Journal of the House and that a copy be sent to the Honorable Eldon Freed.

KNIGHT of Cascade
METLEN of Beaverhead
MOSS of Flathead

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 71, 73, 222, 229.

HENDERSON, Chairman.

The Speaker gave notice that he was about to sign H. B. Nos. 71, 73, 222, 229, and thereupon signed the same.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communications were received from the Senate as of date March 5, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Joint Conference Report on H. B. No. 254 was this day, on roll call, rejected by the Senate.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day, at the request of the House, appointed the following Senators to act as a Conference Committee with a like Committee from the House for the consideration of Senate Amendments to H. B. No. 254. Ruffcorn, Church, Holt.

Very truly,

J. F. CONE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the Joint Conference Committee appointed for the consideration of Senate Amendments to H. B. No. 237 was this day, on roll call, adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES

The following report was received from the Conference Committee on H. B. No. 254:

Mr. Speaker: We, your Joint Conference Committee, having had under consideration House Bill No. 254, beg leave to report as follows: Amend the title by striking out all the title after the words, "Legislative Assembly of 1929", and inserting in lieu thereof the words, "and Sections 2945, 2953, 2971 and 2980 relating to Workmen's Compensation; defining certain words; medical and hospital services to be furnished by the Industrial Accident Board; the time during which said services are to be rendered and the amount thereof; fees for filing contracts with Board; apportionment of costs and disbursements; and record of proceedings to be kept and testimony to be taken down in case of hearings and defining powers with relation to attorney's fees".

The Senate recedes from its amendment to line 8 on page 2 of the original bill. The amendment striking out all of Section 2 of the said bill and renumbering the sections to conform thereto, is adopted.

The Senate recedes from its amendments to Section 3, and in lieu thereof the Joint Conference Committee amends Section 3 to read as follows:

Section 2. That Section 2917 of the Revised Codes of Montana of 1921, as amended by Chapter 121 of the Session Laws of the Nineteenth Legislative Assembly of 1925, and further amended by Chapter 177 of the Session Laws of the Twenty-first Legislative Assembly of 1929, be, and the same is hereby amended to read as follows:

"Section 2917. Medical and Hospital Services and such Other Treatments as Approved by the Board, to be Furnished. During the first six months after the happening of the injury, the employer or insurer or the Board, as the case may be, shall furnish reasonable services by a physician or surgeon, reasonable hospital services and medicines when needed, and such other treatment approved by the Board, not exceeding in amount the sum of Five Hundred Dollars (\$500.00), unless the employee shall refuse to allow them to be furnished, and unless such employee is under hospital contract as provided in Section 2907 of this Act.

"And it is further provided that when such employee is under a hospital contract as above and when hospital or medical facilities or both are inadequate to the needs of an injured employee in a particular case such injured employee may, any time, be placed where adequate hospital facilities are obtainable, and the cost thereof in whole or in part shall be a legal charge against the one so contracting to furnish hospital facilities, and the amount of such charge and the necessity therefor shall be determined by the Board."

Amend the original bill by adding the following Sections:

"Section 5. That Section 2971 of the Revised Codes of Montana of 1921, be, and the same is hereby amended to read as follows:

Section 2971. Proof of solvency of employer electing Plan No. 1 to be filed. Every such employer now or hereafter engaged in the State of Montana, in the industries, trades, works, occupations, or employments herein mentioned, and who shall have elected to be bound by such compensation Plan No. 1, shall file such proof of his solvency within the time and such form as may be prescribed by the rules or orders of the Board. The Industrial Accident Board shall require a fee of Five Dollars (\$5.00) to be paid into the Industrial Administration Fund for the filing of every such proof of solvency."

Amend printed bill by the addition of Section 6 as follows:

"Section 6. That Section 2980 of the Revised Codes of Montana, be, and the same is hereby amended to read as follows:

Section 2980. POLICIES TO CONTAIN WHAT; All policies insuring the payment of compensation under this Act, must contain a clause to the effect that as between the employee and the insurer the notice to, or knowledge of the occurrence of the injury on the part of the insured, shall be deemed notice or knowledge, as the case may be, on the part of the insurer; that jurisdiction of the insured for the purpose of this Act shall be jurisdiction of the insurer; and that the insurer shall, in all things,

be bound by and subject to the awards, orders, judgments, or decrees rendered against such insured. When any such policy, or a renewal thereof, is filed with the Industrial Accident Board, the same shall be accompanied by a fee of Three Dollars (\$3.00), which fee is to be credited to the Industrial Administrative Fund.

Section 7. All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 8. This Act shall be in full force and effect from and after its passage and approval.

For the Senate:

RUFFCORN
HOLT
CHURCH

For the House:

FAIRGRIEVE
WILLARD
PORTER

Moved by Fairgrieve that report be adopted. On roll call, report adopted by the following vote:

Ayes: Adair, Arnold (Rosebud), Arnold (Stillwater), Bechtel, Benjamin, Blewett, Brown (Gallatin), Budas, Burke, Burrell, Chapman, Coffee, Cole, Curran, Darlington, Dellwo, Dunn, Ekegren, Fairgrieve, Gordon, Grabow, Green, Hagestad, Haight, Hamilton (Musselshell), Hamilton (Phillips), Hanson, Jarrett, Kruse, Leavitt, Lewis, Lillis, Logan, Manning, Martin, McCormack, Merriman, Metlen, Meyer, Miller, Moss, Murphy, Nelstead, O'Connell, Pappin, Parker, Pauly, Porter, Quamme, Rigg, Roll, Rolph, Ryder, Salyerds, Sample, Schilling, Shannon, Sheffer, Southmayd, Stewart, Swope, Tinsley, Troy, Ueland, Andrew; Ueland, R. R., Vollmer, Waite, Waring, Watson (Meagher), Watson (Missoula), Willard, Wilson, Woodcock, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Brown (Cascade), Buck, Casey, Cooney, Cranston, Doran, Dougherty, Erickson, Finlen, Freed, Goodwin, Graff, Haverfield, Henderson, Hodgskiss, Knight, Mason, McDermott, McFarland, Minnick, Morris, Nyquist, O'Day, Replogle, Ross, Spangler, Sullivan. Total 27.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report we have this day presented to His Excellency the Governor, the following House Bills: 368, 71, 73, 222, 229, 270, 298, 246, 399, 445, 324, 209, 347, Sub. H. B. No. 313, Sub. H. B. No. 211, H. J. R. No. 5. March 5, 1931.

HENDERSON, Chairman.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. No. 290, Sub. H. B. No. 308.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. B. No. 290 and Sub. H. B. No. 308, and thereupon signed the same.

Mr. Speaker: We, your Special Committee on House Resolution No. 3, having had under consideration said resolution, respectfully recommend that the same be not adopted.

MERRIMAN of Carbon, Chairman
FINLEN of Silver Bow
GRAFF of Yellowstone

On motion by Merriman, report adopted.

Moved by Leavitt that the House recess subject to the call of the chair. Motion seconded and carried.

HOUSE RESUMED

House resumed pursuant to recess.

Mr. Speaker in the chair.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE

The following communication was received from the Senate as of date March 5, 1931:

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the report of the Joint Conference Committee, appointed for consideration of Senate amendments to H. B. No. 254, was this day, on roll call, adopted.

Very truly,

J. F. CONE,
Secretary of the Senate.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 168, 254, 107.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign H. B. Nos. 168, 254 and 107, and thereupon signed the same.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 237, 269, 147, 50.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign House Bills Nos. 237, 269, 147 and 50, and thereupon signed the same.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 253 and 261.

HENDERSON, Chairman.

The Speaker gave notice he was to sign House Bills Nos. 253 and 261, and thereupon signed the same.

Speaker pro tem in the chair.

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bill correctly enrolled: H. B. No. 434.

HENDERSON, Chairman.

Speaker pro tem gave notice he was about to sign H. B. No. 434, and thereupon signed the same.

Moved by Leavitt that the House recess subject to the call of the chair. Motion seconded and carried.

HOUSE RESUMED

House resumed pursuant to recess.

Mr. Speaker in the chair.

The following communication was received: "Acknowledging with grateful appreciation your very kind and thoughtful expression of sympathy. The Freed Family".

The Enrolling Committee reported as follows:

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: H. B. Nos. 190, 247, 243, and Sub. H. B. No. 443.

HENDERSON, Chairman.

The Speaker gave notice he was about to sign House Bills Nos. 190, 247, 243, and Sub. H. B. No. 443, and thereupon signed the same.

MOTIONS AND RESOLUTIONS

Moved by Leavitt that a committee of three members of the House be appointed by the Speaker to notify His Excellency the Governor, that the House of Representatives of the Twenty-second Legislative Assembly of the State of Montana, having completed its work, is about to adjourn sine die. Motion seconded and carried.

Moved by Leavitt that a committee be appointed, by the Speaker, consisting of three members from the House to notify the Honorable Senate that the House of Representatives of the Twenty-second Legislative Assembly of the State of Montana having completed its work, is about to adjourn sine die. Motion seconded and carried.

The Speaker appointed the following committee to notify His Excellency the Governor: Sample of Dawson, Kruse of Garfield and Murphy of Deer Lodge; to notify the Honorable Senate: Pauly of Powell, Dellwo of Lake and Hodgskiss of Teton.

Representative Sample, Chairman of the Committee to notify His Excellency the Governor, reported the duty performed and the Governor desired conveyed to the House of Representatives his deepest appreciation and sincere thanks for the work accomplished and wished the members a prosperous and happy two years. Committee discharged by the Speaker.

Representative Pauly, Chairman of the Committee to notify the Honorable Senate, reported the duty performed and that the Honorable Senate had been informed that the House of Representatives was now ready to adjourn sine die. Committee discharged by the Speaker.

The Committee from the Honorable Senate appeared and Chairman Stoutenburg informed the House of Representatives that the Senate had finished its business and was ready to adjourn sine die, and desired this Committee to convey to the Honorable members of the House of Representatives the very best wishes from the Senate for a happy coming two years.

CONSIDERATION OF MESSAGES FROM THE SENATE

The following message was received from the Senate:

Helena, Montana, March 5, 1931.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that on motion duly made, seconded and carried, the Senate grants its consent to the House to adjourn sine die.

Very truly,

J. F. CONE,
Secretary of the Senate.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the 60th legislative day, find the same to be correct.

EKEGREN, Chairman.

On motion by Ekegren, report adopted.

Moved by Leavitt that the House of Representatives of the Twenty-second Legislative Assembly of the State of Montana, do now stand adjourned sine die at 11:59 p. m., of the Sixtieth Day. Motion seconded and carried.

W. R. FLACHSENHAR,
Speaker.

ATTEST:

H. J. FAUST, Chief Clerk.

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